

1 KRISTIN K. MAYES
2 Attorney General of Arizona
3 (Firm State Bar No. 14000)
4 John Raymond Dillon IV (AZ No. 036796)
5 Alyse C. Meislik (AZ Bar No. 024052)
6 Dylan Jones (AZ Bar No. 034185)
7 Sarah Pelton (AZ Bar No. 039633)
8 Office of the Arizona Attorney General
9 2005 North Central Avenue
10 Phoenix, AZ 85004
11 Phone: (602) 542-3725
12 Fax: (602) 542-4377
13 consumer@azag.gov
14 *Counsel for Plaintiff State of Arizona*

11 **UNITED STATES DISTRICT COURT**
12 **DISTRICT OF ARIZONA**

13 State of Arizona, *ex rel.* Kristin K. Mayes,
14 Attorney General, *et al.*,

15 Plaintiffs,

16 v.

17 Michael D. Lansky, L.L.C., dba Avid
18 Telecom, *et al.*,

19 Defendants.

Case No.: 4:23-cv-00233-CKJ

(Assigned to the Hon. Cindy K. Jorgenson)

**DECLARATION OF SARAH
PELTON IN SUPPORT OF THE
PLAINTIFFS' OPENING BRIEF ON
DISCOVERY DISPUTES**

20
21 1. I am an Assistant Attorney General in the Civil Litigation Division at the
22 Arizona Attorney General's Office, and counsel of record for Plaintiffs. I have personal
23 knowledge of the facts set forth herein. If called as a witness, I could and would
24 competently testify to the matters stated herein.

25 2. I submit this declaration in support of the Plaintiffs' Opening Brief on
26 Discovery Disputes.

27 3. On or around February 21, 2025, Plaintiffs served their First Set of Requests
28 for Production of Documents (the "Requests") on Defendant Michael D. Lansky, L.L.C.,
dba Avid Telecom ("Avid Telecom"). Attached hereto as **Exhibit A** is a true and correct
copy of Plaintiffs' Requests.

1 4. On or around March 6, 2025, Plaintiffs also served a First Set of Requests
2 for Production of Documents on Defendant Michael Lansky (“Defendant Lansky”) and
3 Defendant Stacey Reeves (“Defendant Reeves”), respectively. Attached hereto as **Exhibit**
4 **B** is a true and correct copy of Plaintiffs’ First Set of Requests for Production of Documents
5 to Defendant Lansky. Attached hereto as **Exhibit C** is a true and correct copy of Plaintiffs’
6 First Set of Requests for Production of Documents to Defendant Reeves.

7 5. Pursuant to Rule 34(b)(2) of the Federal Rules of Civil Procedure, and as
8 requested by Plaintiffs, Defendant Avid Telecom, Defendant Lansky, and Defendant
9 Reeves were required to respond to Plaintiffs’ Requests within 30-days after being served.
10 *See* Fed. R. Civ. P. 34(b)(2) (“The party to whom the request is directed must respond in
11 writing within 30 days after being served”). This would have made March 24, 2025, and
12 April 7, 2025, respectively, the deadline for Defendants to respond to Plaintiffs’ Requests.

13 6. However, Defendants did not respond to Plaintiffs’ Requests by their
14 respective required deadlines.

15 7. Starting on or about March 26, 2025, Plaintiffs’ counsel emailed defense
16 counsel seeking an update on the status of Avid Telecom’s overdue responses to Plaintiffs’
17 Requests. A true and correct copy of Plaintiffs’ March 26, 2025 email is attached hereto as
18 **Exhibit D**. A true and correct copy of Plaintiffs’ March 31, 2025 email is attached hereto
19 as **Exhibit E**.

20 8. On or about March 31, 2025, defense counsel responded to Plaintiffs’ March
21 31 email, apologizing for his “late reply” and requesting until April 30, 2025 for Defendant
22 Avid Telecom to “fully respond” to Plaintiffs’ Requests. A true and correct copy of defense
23 counsel’s March 31, 2025 email is attached hereto as **Exhibit F**.

24 9. On or around April 11, 2025, defense counsel emailed Plaintiffs requesting
25 until April 30, 2025 for all three Defendants to respond to Plaintiffs’ Requests. The parties
26 subsequently stipulated to an April 30, 2025 deadline for all three Defendants to respond
27 to Plaintiffs’ Requests. A true and correct copy of the parties’ stipulation is attached hereto
28 as **Exhibit G**.

1 10. On or around April 30, 2025, defense counsel emailed Plaintiffs stating that
2 they were “still working on the document responses” for Defendant Lansky and that they
3 were “not sure we will be finished today, but [sic] am sure we will have them completed
4 by COB, Friday [May 2, 2025].” The parties subsequently stipulated to a May 2, 2025
5 deadline for Defendants to respond to Plaintiffs’ Requests. A true and correct copy of the
6 parties’ stipulation is attached hereto as **Exhibit H**.

7 11. On or around May 2, 2025, defense counsel email served three copies of
8 Defendant Lansky’s responses to Plaintiffs’ Requests via email. However, responses from
9 Defendant Avid Telecom and Defendant Reeves were not included in this email. A true
10 and correct copy of defense counsel’s May 2, 2025 email is attached hereto as **Exhibit I**.
11 Also attached hereto is a true and correct copy of one of the three identical Responses, as
12 **Exhibit J**.

13 12. Accordingly, on May 5, 2025, May 6, 2025, and May 7, 2025, Plaintiffs’
14 counsel emailed defense counsel requesting Defendant Avid Telecom’s and Defendant
15 Reeves’ responses to Plaintiffs’ Requests. True and correct copies of Plaintiffs’ emails are
16 attached hereto as **Exhibit K**, **Exhibit L**, and **Exhibit M**.

17 13. Defense counsel did not respond to Plaintiffs’ May 5, 6, or 7, 2025
18 correspondence.

19 14. On or around May 16, 2025, Plaintiffs’ counsel sent a meet and confer
20 request correspondence to defense counsel. In the email, Plaintiffs’ counsel requested
21 defense counsel’s availability for a meet and confer regarding Defendant Lansky’s
22 insufficient responses and objections to Plaintiffs’ Requests. Attached hereto as **Exhibit N**
23 is a true and correct copy of Plaintiffs’ May 16, 2025 email to defense counsel.

24 15. Defense counsel did not respond to Plaintiffs’ May 16, 2025 meet and confer
25 request correspondence.

26 16. On or around May 27, 2025, Plaintiffs’ counsel sent another email
27 correspondence to defense counsel, once again seeking their availability for a meet and
28 confer regarding Defendant Lansky’s insufficient responses and objections to Plaintiffs’
Requests, and Defendant Avid Telecom’s and Defendant Stacy Reeves’ failure to respond

1 to Plaintiffs' Requests. Attached hereto as **Exhibit O** is a true and correct copy of Plaintiffs'
2 counsel's May 27, 2025 email to defense counsel.

3 17. The following day, May 28, 2025, defense counsel emailed Plaintiffs'
4 counsel and stated that he would "try to have a substantive response for you later today or
5 tomorrow." A true and correct copy of defense counsel's May 28, 2025 email is attached
6 hereto as **Exhibit P**.

7 18. However, defense counsel never provided a response to Plaintiffs' counsel's
8 meet and confer correspondences. Nor did Defendants provide any further responses or
9 document productions to Plaintiffs' Requests.

10 19. On or about June 19, 2025, Plaintiffs' counsel called the Court to obtain
11 permission to file motions to compel Defendants' responses.

12 20. On or about June 20, 2025, the Court instructed the parties to participate in
13 or schedule a meet and confer by June 27, 2025. Plaintiffs' counsel emailed defense
14 counsel to arrange a date to meet and confer the same day. Attached hereto as **Exhibit Q**
15 is a true and correct copy of Plaintiffs' counsel's June 20, 2025 email to defense counsel.

16 21. Defense counsel did not respond to Plaintiffs' counsel's attempt to meet and
17 confer. On or about June 30, 2025, Plaintiffs' counsel notified the Court that defense
18 counsel had not responded.

19 22. On or about July 1, 2025, the Court issued an order requiring the parties to
20 meet and confer by July 11, 2025. Pursuant to the Court's order, Plaintiffs' counsel emailed
21 defense counsel the next day to find a date to meet and confer. Attached hereto as **Exhibit**
22 **R** is a true and correct copy of Plaintiffs' counsel's July 2, 2025 email to defense counsel.

23 23. On or about July 3, 2025, defense counsel responded and stated their
24 availability for a meet and confer July 9, 2025, on the condition that "an AG who is
25 employed by each Lead State and each State with a claim based on state law" be present
26 and for each State to set aside "at least 2-3 hours" to discuss Defendants' discovery
27 requests. Attached hereto as **Exhibit S** is a true and correct copy of defense counsel's July
28 3, 2025 email to Plaintiffs' counsel.

1 24. On or about July 3, 2025, Plaintiffs' counsel agreed to meet on July 15, 2025
2 to address Defendants' concerns, leaving the July 9, 2025 meet and confer for Plaintiffs'
3 disputes only. Attached hereto as **Exhibit T** is a true and correct copy of Plaintiffs'
4 counsel's July 3, 2025 email to defense counsel.

5 25. On or about July 9, 2025, Plaintiffs' meet and confer occurred. After the
6 meeting, Plaintiffs' counsel emailed confirming that defense counsel would provide
7 Defendant Avid Telecom's and Defendant Reeves' first written responses by July 11, 2025,
8 and Defendant Lansky's supplemented written responses by July 15, 2025. Defense
9 counsel agreed to provide a response as to when to expect Defendants' document
10 production by July 11, 2025. Attached hereto as **Exhibit U** is a true and correct copy of the
11 July 9, 2025 email correspondence.

12 26. On or around July 11, 2025, defense counsel sent Defendant Reeves's first
13 document production to Plaintiffs, and indicated that Defendant Avid Telecom's first
14 document production, and more documents from Defendant Reeves, would occur on July
15 15, 2025. Defense counsel did not provide Plaintiffs' counsel any information on when
16 they could expect a production from Defendant Lansky, but did erroneously note that
17 Defendant Lansky agreed to produce documents in response to 93 of Plaintiffs' 103
18 document requests. Attached hereto as **Exhibit V** is a true and correct copy of defense
19 counsel's July 11, 2025 email to Plaintiffs' counsel.

20 27. On or around July 21, 2025, Plaintiffs responded to defense counsel's July
21 11, 2025 email, correctly stating that Plaintiffs issued 106 Requests, and that Defendant
22 Lansky agreed to produce documents in response to 79. Plaintiffs' email also highlighted
23 that Reeves' document production ran afoul of the Court's ESI Order. Attached hereto as
24 **Exhibit W** is a true and correct copy of Plaintiffs' counsel's July 21, 2025 email to defense
25 counsel.

26 28. On or around July 28, 2025, defense counsel responded, stating that the
27 documents in Defendant Reeves' production were Bates numbered. At the time, this was a
28 false assertion. On or around August 12, 2025, defense counsel misrepresented to the Court
that the documents were "now available for download." Attached hereto as **Exhibit X** is a

1 true and correct copy of defense counsel's July 28, 2025 email to Plaintiffs' counsel.
2 Attached hereto as **Exhibit Y** is a true and correct copy of defense counsel's August 12,
3 2025 email to the Court.

4 29. On or around August 14, 2025, defense counsel sent the same Reeves
5 document production, except this time the documents were Bates numbered. Attached
6 hereto as **Exhibit Z** is a true and correct copy of defense counsel's August 14, 2025 email
7 to Plaintiffs' counsel.

8 30. On or around July 15, 2025, defense counsel held their meet and confer.
9 Defense counsel Neil Ende did not attend. The next day, defense counsel Greg Taylor sent
10 an email asking Plaintiffs to respond to written meet and confer demands rather than further
11 telephonic correspondence. Attached hereto as **Exhibit AA** is a true and correct copy of
12 defense counsel's July 16, 2025 email to Plaintiffs' counsel. Attached hereto as **Exhibit**
13 **BB** is a true and correct copy of Plaintiffs' counsel's July 18, 2025 email responding to
14 defense counsel's narrative of the meeting.

15 31. On or around July 18, 2025, defense counsel emailed Plaintiffs' counsel
16 finally acknowledging they had "inadvertent[ly]" produced the same three responses to
17 Plaintiffs' Requests that defense counsel initially sent on May 2, 2025. Defense counsel
18 promised written responses for all Defendants by July 21, 2025. Attached hereto as **Exhibit**
19 **CC** is a true and correct copy of defense counsel's July 18, 2025 email to Plaintiffs'
20 counsel.

21 32. On or around July 21, 2025, defense counsel emailed Plaintiffs' counsel
22 Defendant Reeves' first written responses. Attached hereto as **Exhibit DD** is a true and
23 correct copy of Defendant Reeves' Responses to Plaintiffs' Requests.

24 33. On or around July 22, 2025, defense counsel emailed Plaintiffs' counsel
25 Defendant Avid Telecom's first written responses. Attached hereto as **Exhibit EE** is a true
26 and correct copy of Defendant Avid Telecom's Responses to Plaintiffs' Requests.
27
28

CERTIFICATE OF SERVICE

Pursuant to FEDERAL RULE OF CIVIL PROCEDURE 5(a), I hereby certify that on August 27, 2025, a true and correct copy of the above and foregoing document has been served using the CM/ECF system to all counsel and parties of record.

/s/ Belen O. Miranda

Exhibit A

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

State of Arizona, *ex rel.* Kristin K. Mayes,
Attorney General; et al.,

Plaintiffs,

v.

Michael D. Lansky, L.L.C., dba Avid
Telecom, et al.,

Defendants.

No. 4:23-CV-00233-TUC-CKJ

**PLAINTIFFS' FIRST RULE 34 REQUESTS FOR PRODUCTION TO
MICHAEL D. LANSKY, L.L.C., DBA AVID TELECOM**

Pursuant to Federal Rules of Civil Procedure 26 and 34, Plaintiffs, by and through the undersigned attorneys, hereby submit their First Rule 34 Requests for Production ("Requests") to Defendant Michael D. Lansky, L.L.C. dba Avid Telecom. Please produce the following documents within thirty (30) days.

DEFINITIONS

As used herein, the following words shall have the following meanings:

1. Use of singular shall be deemed to include the plural. As used herein, the terms "and" and "or," "any" and "all," and "each" and "every" shall be interpreted liberally, as conjunctive, disjunctive, or both depending on the context, to achieve the fullest disclosure of information.

2. “Communication” or “communications” means any act, action, oral speech, written correspondence, contact, expression of words, thoughts, or ideas, or transmission or exchange of data or other information to another Person, whether orally, Person to Person, in a group, by telephone, letter, personal delivery, intercom, fax, e-mail, text message, voicemail, audio recording, video recording, social media, or any other process, electric, electronic or otherwise in any medium. All such communications in writing shall include, without limitation, printed, typed, handwritten, or other readable Documents.

3. “Defendants” means the Corporate Defendant and Individual Defendants, individually, collectively or in any combination.

a. “Corporate Defendant” means Michael D. Lansky, L.L.C., dba Avid Telecom and its successors and assigns.

b. “Individual Defendants” means Michael D. Lansky and Stacey S. Reeves collectively.

c. “Defendant Lansky” means Michael D. Lansky individually.

d. “Defendant Reeves” means Stacey S. Reeves individually.

4. “Direct Inward Dial” or “DID” means any telephone number that conforms to the North American Numbering Plan and can be used to Transmit inbound or outbound voice calls.

5. “Do Not Call Complaints” means a complaint or inquiry from any source that references an unwanted call(s) or a pattern of calling made to telephone number(s) listed on the National Do Not Call Registry maintained by the FTC or a comparable Do Not Call list maintained pursuant to a state law.

6. “Document” or “documents” as used herein shall include all paper records and all electronically stored information, including the original and any non-identical copy (whether different from the original because of notations on such copy or otherwise, and including all draft versions of the original), of any written, recorded, or graphic matter, however produced or reproduced, including, but not limited to, all correspondence, Communications, web pages, social media communications, photographs, contracts (including drafts, proposals, and any and all exhibits thereto), drafts, minutes and agendas, memoranda (including inter- and intra-office memoranda, memoranda for file, pencil jottings, diary entries, desk calendar entries, reported recollections, and any other written form of notation of events or intentions), transcripts and recordings of conversations and telephone calls, audio and video media files, books of account, ledgers, publications, professional journals, invoices, financial statements, purchase orders, receipts, canceled checks, machine generated records of events, and all other paper or electronic documentary material of any nature whatsoever, together with any attachments thereto or enclosures therewith. The term also includes information stored in, or accessible through, computer or other information retrieval systems, together with instructions and all other materials necessary to use or interpret such data complications.

7. “Downstream Provider” shall mean any voice service provider to which an Upstream Provider directly Transmits voice call traffic. A Downstream Provider may also be a point of entry provider onto the U.S. telephone network, or an intermediate or transit provider. A voice service provider’s classification as a Downstream Provider may change on a per call basis.

8. “FCC” means the Federal Communications Commission.

9. “FTC” means the Federal Trade Commission.

10. “Location Routing Number” or “LRN” means an identification for a telephone switch for the purpose of routing telephone calls through the public switched telephone network in the United States.

11. “Non-Provider Customer” shall mean any of Your voice customers that do not have a valid FCC Registration Number or do not have a valid Form 499 number and it does not provide either Voice over Internet Protocol (“VoIP”) or a telecommunication service as those services are defined in the Communications Act, 47 U.S.C. § 153.

12. “Person” means any individual, group, organization, unincorporated association, limited or general partnership, corporation, subsidiary, affiliate, or other legal entity. This includes any entity that holds itself out and conducts business as a legally formed entity but has failed to comply with all applicable state laws to form a legally recognized entity in the jurisdiction in which it conducts its business.

13. “Regarding,” “Relating to,” “Relate,” “Related” and any derivation of these words mean consisting of, referring to, reflecting, supporting, evidencing, prepared in connection with, used in preparation for, underlying, or being in any way legally, logically, or factually connected to the matter discussed, whether in whole or in part, directly or indirectly.

14. “Relevant Period” means the period starting five years prior to the date the initial Complaint in this action was filed through the present. All Requests pertain to the

Relevant Period unless otherwise stated.

15. “SIP Response Code” means a three-digit integer response code that details the status of a request to establish a telephone connection.

16. “Robocall” means a voice call that delivers an artificial or prerecorded voice message, in whole or in part, including, without limitation, a voice call that utilizes soundboard technology and/or ringless voicemail messages, whether acting directly or through an intermediary. Robocall can also include calls that introduce an advertisement or constitute telemarketing, and are meant to be synonymous with non-conversational call traffic, including calls lasting less than one minute.

17. “Spoof” or “Spoofing” means causing or causing to be Transmitted misleading or inaccurate caller identification information that disguises the caller’s true identity.

18. “STIR/SHAKEN” or “STIR/SHAKEN authentication framework” means the secure telephone identity revisited and signature-based handling of asserted information using tokens standards. *See* 47 U.S.C. § 227b.

19. “Supported Data Format” means Microsoft Excel 2016 spreadsheet files or prior *.xlsx or *.xls files, Microsoft Access 2016 database files or prior *.accdb or *.mdb files, and ASCII delimited, comma- or tab-separated format text files with field names as the first record.

20. “Suspicious Call Traffic” means a pattern of voice calls that: (1) transit one or more voice service provider networks and (2) have characteristics associated with

abusive, unlawful, or fraudulent practices (including, but not limited to, lack of header information, volumetric anomalies, calling or called party information modification, complaints received from called parties, law enforcement, third-party aggregators, or call transcripts). See USTelecom, *Industry Traceback Group Policies and Procedures*, at 5 (last revised April 2022), available at <https://tracebacks.org/wp-content/uploads/2022/04/ITG-Policies-and-Procedures-Updated-Apr-2022.pdf>.

21. “Traceback” or “traceback” means any effort to trace back the origin of a call or calls, including, but not limited to, a request from the industry traceback consortium as defined in 47 C.F.R. § 64.6300(f), another voice service provider in the call path, the FCC, or a civil or criminal law enforcement agency.

22. “Transmit” or “Transmitted” means to accept, initiate, send, transit, route, make, and/or complete calls.

23. “Upstream Customers” shall mean each of the following:

- a. Airespring;
- b. AllClear Connect;
- c. Autelecom LLC;
- d. BestiumPro;
- e. Connexum LLC;
- f. DID Central;
- g. Digital Media Solutions and any subsidiaries or affiliates;
- h. Great Choice Telecom LLC;
- i. Great Lakes Communication;

- j. Icon Global Services;
- k. JSquared / RPG / Rising Eagle;
- l. Virtual Telecom/Mobi Telecom LLC;
- m. Modok Telecom;
- n. NGL Communications LLC;
- o. Red Telecom LLC;
- p. StrategicIT;
- q. TCA VoIP;
- r. Telcast Network / Voovertel;
- s. Telesero / Fiducia;
- t. Tellza / Phonetime / Matchcom;
- u. Third Rock Telecom;
- v. TouchTone;
- w. Trixcom / Vibtree Technologies, LLC;
- x. Urth Access, LLC;
- y. VOIP Terminator / BL Marketing;
- z. Yodel Technologies / Yodel Voice;
- aa. Any provider whose principal place of business is outside of the United States, or who is incorporated in Wyoming;
- bb. Any Upstream Provider or Non-Provider Customer who has Transmitted a call to Your network where the calling telephone number was 911; and

cc. Any Upstream Provider or Non-Provider Customer who has Transmitted a call to Your network that was the subject of a Traceback.

24. “Upstream Provider” shall mean any voice service provider, whether U.S.-based or physically located and/or registered as a business outside of the United States in a foreign jurisdiction, from which a Downstream Provider directly accepts voice call traffic. An Upstream Provider may also be a point of entry provider onto the U.S. telephone network. A voice service provider’s classification as an Upstream Provider may change on a per-call basis.

25. “You” or “Your” shall refer to Defendant Michael D. Lansky, L.L.C. dba Avid Telecom, and Your members, agents, independent contractors, associates, employees, affiliates, supervisors, representatives and/or any other Person entitled to act or purporting to act on Your behalf, which includes, but is not limited to any trade names, fictitious names, or “doing business as” names. The terms also include present and former owners, officers, directors, employees, independent contractors, agents, representatives, attorneys, and all Persons working for or acting on behalf of the foregoing.

REQUESTS FOR PRODUCTION

1. Provide call detail records (“CDRs”) in Supported Data Format for all calls to telephone numbers with U.S.-based area codes that were sent and/or Transmitted to and through Your network by all Upstream Customers. The CDRs should include all information captured and retained about each call, including, but not limited to:

- a. the date and time of the call in UTC unless otherwise specified;
- b. the originating or calling telephone number Transmitted as the Caller ID information or automatic number identification (“ANI”) reflecting the digits Transmitted;
- c. the terminating, called, or receiving telephone number or the LRN, if applicable;
- d. the call duration in seconds, from answer to disconnect;
- e. the alphanumeric customer identifier indicating that the entity that sent the call to Your network or was the customer for which You initiated the call;
- f. the internet protocol (“IP”) address sending the call to Your network;
- g. any SIP Response Codes associated with the call or attempted call including any information which accompanied the SIP Response Code;
- h. the Downstream Provider to which You next Transmitted the call;
- i. all information collected or generated as part of STIR/SHAKEN; and
- j. any other information kept or captured by You within the CDRs.

2. Provide all Documents reflecting the terms of all contracts, agreements, or other business relationships between You and all Upstream Providers or Non-Provider Customers for which You Transmitted calls to telephone numbers with area codes assigned to the United States.

3. Provide all invoices, bills, payment records or other Documents Relating to requests for payment or Communications Regarding payment between You and Your Upstream Customers.

4. Provide all Documents that describe Your switch and/or other hardware used to Transmit calls on Your network.

5. Provide all Documents identifying any soft switch or other services You use to Transmit calls, including but not limited to contracts, terms of use, user guides, and technical manuals.

6. Provide all Documents Relating to any features, services or measures used on Your network which identify, block, or mitigate Suspicious Call Traffic, including but not limited to practices described in Your Robocall Mitigation Plan filed with the FCC.

7. Provide all Documents describing Your written policies, practices, or procedures Relating to Your compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), and HH (§§ 64.6300 to 6308)) and all other state and federal laws that regulate any of the following: telemarketing,

autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

8. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 7.

9. Provide all Documents describing Your written policies, practices, or procedures Relating to the training of Your officers, employees, independent contractors, partners, agents, parents, controlled subsidiaries, affiliates, assigns, representatives, and all Persons acting on Your behalf to instruct them about compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), and HH (§§64.6300 to 6308)), and all other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

10. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 9.

11. Provide all Communications or Documents Relating to Communications, including all text messages, emails, Skype messages, or any other forms of Communication that Relate to compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), HH (§§64.6300 to 6308)), or any other

state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

12. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 11.

13. Provide all Documents Related to Your written policies, practices, or procedures Relating to screening, onboarding, and Know Your Customer due diligence review for Non-Provider Customers and Upstream Providers for which You are the Downstream Provider, including specifications provided to any third parties You use to help conduct Your review.

14. Provide the following Documents Related to each Upstream Customer prior to or at the time the Upstream Customer was onboarded and before the Upstream Customer was activated on Your network:

- a. FCC 499 Filer ID;
- b. FCC Registration Number (“FRN”);
- c. Trade references from respected sources;
- d. A STIR/SHAKEN compliance plan;
- e. Bank references;
- f. State of incorporation;
- g. Federal tax ID;
- h. A description of kind(s) of traffic that they will deliver;
- i. Company’s responsible parties;

- j. Any signed Master Service Agreement (MSA) with Avid Telecom;
- k. Proof of federal Universal Service Fund (“FUSF”) compliance for the current year; and
- l. Robocall Mitigation Plan filed in the Robocall Mitigation Database maintained by the FCC.

15. Provide all Documents described in Request No. 14 that were provided to You after the Upstream Customer was activated on Your network.

16. Provide all Documents and Communications Regarding actions You took to verify or confirm the credibility, authenticity, or truthfulness of Documents provided in response to Request Nos. 14 and 15.

17. Provide all Documents and Communications Related to the activation and/or termination of the automated processes that You had in place to block calls prior to hitting the routing engine in Your switch, as described in ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18.

18. Provide all Documents and Communications Related to the implementation of automated processes that You had in place to block calls prior to hitting the routing engine in Your switch, as described in ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18, including the following processes:

- a. blocking calls with an invalid caller ID;
- b. blocking calls with matching originating and terminating numbers;
- c. blocking “Neighborhood Spoofing” calls (i.e., calls with the same “NPA/NXX”);

- d. blocking calls from blacklisted media IP's (i.e., media IP's that are known to have been used for scams, such as government and corporate impersonation.);
- e. blocking calls from phone numbers that are known to be used for Spoofing;
- f. blocking ANIs on a real time basis that produce less than 5% ASR, 5 second or less ACD, and any number with greater than 60% short duration calls (calls of 6 seconds or less);
- g. blocking calls from wireless ANIs unless the customer is a wireless carrier;
- h. blocking calls that have been labeled as "almost certainly" spam by YouMail; and
- i. blocking calls that are labeled as "scam" by YouMail.

19. Provide all Documents Related to Your written policies, practices, or procedures Relating to blocking any calls that are not STIR/SHAKEN compliant. (*See* ECF Nos. 46-1 at 17, 46-2 at 17, 47-1 at 41, 48-2 at 17, 49-1 at 41)

20. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 19.

21. Provide all Documents Related to Your written policies, practices, or procedures Relating to blocking any calls from originating numbers on the SOMOS Do Not Originate list. (*See* ECF Nos. 46-1 at 17, 46-2 at 17, 47-1 at 41, 48-2 at 17, 49-1 at 41)

22. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 21.

23. Provide all Documents Related to Your written policies, practices, or procedures Relating to terminating Upstream or Downstream Providers where a provider has received “a material number of traceback ‘tickets,’” as described by Defendants in ECF Nos. 46-1 at 4, 46-2 at 4, 47-1 at 21, 48-2 at 4, 49-1 at 21.

24. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 23.

25. Provide any Documents Related to Your written policies, practices, or procedures Relating to terminating Non-Provider Customers where they have received a material number of Tracebacks.

26. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 25.

27. Provide all Documents Relating to Your written policies, practices, or procedures Relating to determining, setting or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics (e.g., thresholds for answer-seizure ratios and/or average call durations).

28. Provide all Documents and Communications Relating to actions You took in determining, setting, or modifying voice services switch settings for all Upstream Customers.

29. Provide all Documents describing Your written policies, practices, or procedures to verify that Your Non-Provider Customers are authorized to use the calling numbers that are passed to Your network.

30. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 29.

31. Provide all Documents describing Your processes to continue to monitor the authorizations to use the calling numbers described in Request No. 29, and the steps You take if noncompliance is suspected and/or identified by You or brought to Your attention by a third party.

32. Provide all Documents describing Your written policies, practices, or procedures Relating to monitoring, reviewing, and analyzing voice call traffic to identify patterns consistent with Suspicious Call Traffic or illegal Robocalls from Non-Provider Customers or Upstream Providers for which You are the Downstream Provider.

33. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 32.

34. Provide all Documents describing Your written policies, practices, or procedures Relating to processes for segregating high volume, short duration traffic from other call traffic.

35. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 34.

36. Provide all Documents describing Your written policies, practices, or procedures Relating to processes for screening, monitoring, reviewing, and analyzing each

type of traffic described in Request No. 34 to identify patterns consistent with Suspicious Call Traffic or illegal Robocalls.

37. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 36.

38. Provide all Documents describing Your written policies, practices, or procedures Relating to any consequences, including but not limited to suspension or termination, for an Upstream Provider or Non-Provider Customer if its call traffic demonstrates a pattern consistent with Suspicious Call Traffic or illegal Robocalls. Please include Documents describing consequences Related to misrouting high volume, short duration calls over non-short-duration routes.

39. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 38.

40. Provide all Documents Related to any regulatory investigations, complaints, and inquiries that have been conducted against You Relating to Suspicious Call Traffic or illegal Robocalls. These Documents should include, at a minimum, all civil investigative demands, subpoenas, inquiry letters, cease-and-desist letters, and similar Documents from local, state, federal, and international regulators or law enforcement offices, as well as Your responses to the same.

41. Provide all Documents created or collected during the customer onboarding process, including all supplementary Documents, from all Upstream Customers for which You Transmitted calls to telephone numbers with area codes assigned to the United States.

42. Provide all Communications, including all text messages, emails, Skype messages, or any other forms of Communications with all Upstream Customers from which You Transmitted calls to telephone numbers with area codes assigned to the United States.

43. Provide all Communications, including all text messages, emails, Skype messages, or any other forms of Communications with all Upstream Customers from which You Transmitted calls addressing implementation or violations of any of Your policies, practices, or procedures.

44. Provide all Communications, including all text messages, emails, Skype messages, or any other forms of Communications between You or either individual Defendant and all Downstream Providers Regarding Tracebacks, Robocalls, Do Not Call Complaints, or any suspensions, terminations, and/or threats of suspension or termination You received from any source.

45. Provide all Communications including all text messages, emails, Skype messages, or any other forms of Communication, between You or either individual Defendant and any Upstream Customer for which You Transmitted calls to telephone numbers with area codes assigned to the United States Relating to Suspicious Call Traffic or illegal Robocalls.

46. Provide all Communications between You or either Individual Defendant and any third party, including all text messages, emails, Skype messages, or any other forms of Communication Regarding regulatory investigations, Do Not Call Complaints, civil investigative demands, subpoenas or inquiries from civil or criminal law enforcement

agencies or third parties that have been directed toward You Relating to Suspicious Call Traffic or illegal Robocalls.

47. Provide all Communications between You, Defendant Lansky, and/or Defendant Reeves, as senders or recipients, including but not limited to all text messages, emails, Skype messages, or any other forms of Communications Regarding all regulatory investigations, Do Not Call Complaints, civil investigative demands, subpoenas or inquiries from civil or criminal law enforcement agencies or third parties that have been conducted against You Relating to Suspicious Call Traffic or illegal Robocalls.

48. Provide all Documents Relating to Communications involving You, Defendant Lansky, and/or Defendant Reeves, as senders or recipients, Regarding Tracebacks, Robocalls, or Do Not Call Complaints You received from a Downstream Provider.

49. Provide all Documents Relating to Communications involving You, Defendant Lansky, and/or Defendant Reeves, as senders or recipients, Regarding any calls that You Transmitted to telephone numbers assigned to any public safety answering point, hospital, medical physician or service office, health care facility, poison control center, or fire protection or law enforcement agency.

50. Provide all Documents relating to Communications involving You, Defendant Lansky, and/or Defendant Reeves, as senders or recipients, Regarding the call traffic received from any Upstream Customer that You Transmitted to telephone numbers with area codes assigned to the United States.

51. Provide all Documents relating to Communications involving You, Defendant Lansky, and/or Defendant Reeves, as senders or recipients, concerning the solicitation or onboarding of customers or potential customers.

52. Provide all Documents describing Your corporate structure or ownership, including but not limited to any organizational chart showing Your management personnel and individual employees.

53. Provide all Documents that identify Your owners and shareholders, including, but not limited to, Documents reflecting the percentage of ownership interest held by each of them.

54. Provide all Documents that identify Your employees, managers, independent contractors and officers with authority to terminate business relationships with Upstream Providers and Non-Provider Customers.

55. Provide all Documents that identify Your employees, managers, independent contractors and officers who are involved in receiving and responding to complaints about abusive, fraudulent, or unwanted telephone calls, or ensuring Your compliance with state and federal telemarketing laws.

56. Provide payroll and other compensation records for all of Your employees and/or independent contractors, including but not limited to W-2 and 1099 forms.

57. Provide all Documents Relating to Your payment to Downstream Providers to which You Transmit call traffic.

58. Provide all Documents Regarding payment to switch providers and any Person providing Robocall mitigation analytics or services.

59. Provide all Documents Regarding all annual payments You made to access phone numbers on the FTC's National Do Not Call Registry.

60. Provide all Documents Relating to Your policies and procedures Regarding the sale, lease, assignment, or any other way in which You make DID's available for use by any Person, including but not limited to Documents Relating to payments.

61. Provide all Documents Related to Your purchase, lease, and/or assignment of DID's from any Person, including but not limited to Documents Relating to payments.

62. Provide all Documents identifying any Person to which You sold, leased, assigned, or otherwise made DID's available.

63. Provide all Documents Regarding payments made to You by any Person to which You sold, leased, assigned, or otherwise made DID's available.

64. Provide all Documents showing on a monthly basis the total number of DID's sold, leased, assigned, or otherwise made available to each Person identified in Request No. 62.

65. Provide all Documents that You filed with the FCC, including but not limited to:

- a. Domestic Section 214 approval form;
- b. FCC Form 477;
- c. FCC Form 499-A Telecommunications Reporting Worksheet;
- d. FCC Form 499-Q Telecommunications Reporting Worksheet;
- e. FCC Form 502 Numbering Resource Utilization Forecast;
- f. Section 64.2009 Annual CPNI Compliance Certification;

- g. Annual Regulatory Fee Forms;
- h. International 214 Approval;
- i. International Service Tariff;
- j. All current or previous versions of any Robocall Mitigation Program or Plan filed in the Robocall Mitigation Database pursuant to 47 C.F.R. § 64.6305.

66. Provide all Documents that You filed with any state public service commission or public utility commission Relating to Your provision of voice services.

67. Provide all versions of the Documents that You maintained, or continue to maintain, pursuant to Arizona Revised Statute § 29-3410(A) including:

- a. Any lists of the full name and last known address of each member and manager;
- b. Any copies of the articles of organization and all amendments to the articles of organization;
- c. Any copies of all current and prior written operating agreements and amendments to all current and prior written operating agreements;
- d. Any record of a member's obligation to make a capital contribution to the company;
- e. Any copies of the company's federal, state and local income tax returns and reports, if any, for the three most recent years; and
- f. Any copies of the company's financial statements, if any, for the three most recent years.

68. Provide all Documents produced by You in response to discovery requests during the *Avid Telecom LLC, et al. v. Frankel, et al.*, No. 4:22-cv-00558 (D. Ariz. 2022) litigation.

69. Provide all Documents produced by You in response to discovery requests during the *Michael D. Lansky, LLC, et al. v. TransNexus, Inc.*, No. 1:22-cv-04829 (N.D. Ga. 2022) litigation.

70. Provide all Communications between You or either Individual Defendant and third parties Regarding this litigation.

71. Provide all Communications between You or either Individual Defendant with Downstream Providers Regarding the civil investigative demands Relating to You issued to them by the North Carolina Department of Justice.

72. Provide all Communications between You or either Individual Defendant with third parties Related to the *Rokita v. Michael D. Lansky, LLC, et al.*, No. 49D02-2211-MI-037726 (Marion County Superior Court 2, Ind., filed Nov. 1, 2022) litigation.

73. Provide all Documents Relating to Your written policies, practices, or procedures Relating to Your record retention.

74. Provide all account history logs for each Upstream Customer.

75. Provide all Documents Related to prior express consent or prior express written consent given by call recipients to the calling party, seller or telemarketer for calls You Transmitted on behalf of the Upstream Customers.

76. Provide all Documents and Communications Related to any actions taken by You to determine the veracity, credibility, or trustworthiness of any assertion by an

Upstream Customer that a caller had prior express consent of the called party prior to the initiation of a call that was subsequently the subject of a Traceback, Do Not Call Complaint or an inquiry from any third party.

77. Provide all Documents Related to the assertion that You “spend at least an additional \$400,000 each year to purchase enhanced switch data service that allow You to identify illegal calls and terminate the providers of those calls.” (ECF Nos. 46-1 at 2, 46-2 at 2, 47-1 at 20, 48-2 at 2, 49-1 at 20)

78. Provide all Documents and Communications Related to any Upstream Provider or Non-Provider Customer that was terminated as a result of services identified in response to Request No. 77.

79. Provide all Documents and Communications Related to the affirmative defense entitled “Due Care” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, lines 14–17)

80. Provide all Documents and Communications Related to the affirmative defense entitled, “The Industry Traceback Group Legal Authority” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, lines 18–20)

81. Provide all Documents and Communications Related to the affirmative defense entitled, “Tracebacks are Not Notice of Illegal Activity” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, line 21 to 174, line 2)

82. Provide all Documents and Communications Related to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Avid Telecom” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 3–5)

83. Provide all Documents and Communications Related to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Michael Lansky” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 7–9)

84. Provide all Documents and Communications Related to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Stacey Reeves” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 10–12)

85. Provide all Documents and Communications Related to the affirmative defense entitled, “Statute of Limitations” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 13–15)

86. Provide all Documents and Communications Related to the affirmative defense entitled, “Consent” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 16–18)

87. Provide all Documents and Communications Related to the affirmative defense entitled, “Laches” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 19–21)

88. Provide all Documents and Communications Related to the affirmative defense entitled, “Unclean Hands” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, line 22 to 175, line 1)

89. Provide all Documents and Communications Related to the affirmative defense entitled, “Conduct” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 2–4)

90. Provide all Documents and Communications Related to the affirmative defense entitled, “Estoppel” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 6–8)

91. Provide all Documents and Communications Related to the affirmative defense entitled, “Unconstitutionality of Statutory Damages” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 9–12)

92. Provide all Documents and Communications Related to the affirmative defense entitled, “Standing” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 13–16)

93. Provide all Documents and Communications Related to each change made to the account history log for the account name and identifiers for each Upstream Customer.

94. Provide all Documents Related to personal expenditures made by Defendant Lansky from any of Your financial accounts and the corresponding reimbursement received from Defendant Lansky for those expenditures.

95. Provide all Documents and Communications Related to Zealous Services, LLC., including payments You received from or on behalf of Zealous Services, LLC., services You provided, any service agreements and any account history logs.

96. Provide all Documents and Communications Related to the hiring of Defendant Reeves Regarding her job description, job duties, daily responsibilities, scope

of work, compensation structure or terms, scope of authority to act on behalf of You, and any written agreement(s) Related to the services Defendant Reeves would provide or did provide.

97. Provide all Documents and Communications Related to Defendants' assertion that any Plaintiff obtained evidence "illegally and/or through improper means." (ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18)

98. Provide all Documents and Communications Related to Defendants' assertion that Plaintiffs' Complaint contains allegations that are either unsupported, misleading, or demonstrably false. (ECF No. 46-2 at p. 8)

99. Provide all Documents describing Your written policies, practices, or procedures to implement the STIR/SHAKEN attestation requirement to verify that Your Non-Provider Customers are authorized to use the calling numbers that are passed to Your network.

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RESPECTFULLY SUBMITTED this 21st day of February 2025.

FOR THE STATE OF ARIZONA:

KRISTIN K. MAYES
Attorney General for the State of Arizona

/s/ Alyse Meislik
ALYSE MEISLIK
DYLAN JONES
LAURA DILWEG
SARAH PELTON
Assistant Attorneys General
Attorneys for the State of Arizona

FOR THE STATE OF NORTH CAROLINA:

JEFF JACKSON
Attorney General for the State of North Carolina

/s/ Tracy Nayer
TRACY NAYER
ROCHELLE SPARKO
Special Deputy Attorneys General
Attorneys for the State of North Carolina

FOR THE STATE OF INDIANA:

TODD ROKITA
Attorney General for the State of Indiana

/s/ Douglas S. Swetnam
DOUGLAS S. SWETNAM
THOMAS L. MARTINDALE
Deputy Attorneys General
Attorneys for the State of Indiana

FOR THE STATE OF OHIO:

DAVE YOST
Attorney General for the State of Ohio

/s/ Erin B. Leahy
ERIN B. LEAHY
Senior Assistant Attorney General
Attorney for the State of Ohio

Lead Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on February 21, 2025 I served the foregoing PLAINTIFFS' FIRST RULE 34 REQUESTS FOR PRODUCTION TO MICHAEL D. LANSKY, L.L.C., DBA AVID TELECOM upon Defendants by electronically mailing a copy of the same to their counsel or record as follows:

Neil S. Ende
Technology Law Group, LLC
nende@tlgdc.com

Greg Taylor
(*Pro Hac Vice forthcoming*)
Technology Law Group, LLC
gtaylor@tlgdc.com

/s/ Thomas L. Martindale
Thomas L. Martindale

LIST OF PLAINTIFFS' COUNSEL

Alyse Meislik (AZ No. 024052)
Dylan Jones (AZ Bar No. 034185)
Laura Dilweg (AZ No. 036066)
Sarah Pelton (AZ Bar No. 039633)
Assistant Attorneys General
Arizona Attorney General's Office
2005 North Central Avenue
Phoenix, AZ 85004
Phone: (602) 542-3725
Fax: (602) 542-4377
consumer@azag.gov
alyse.meislik@azag.gov
dylan.jones@azag.gov
laura.dilweg@azag.gov
sarah.pelton@azag.gov
Attorneys for Plaintiff State of Arizona

Douglas S. Swetnam (IN Bar No. 15860-49)
Thomas L. Martindale (IN Bar No. 29706-64)
Deputy Attorneys General
Office of the Indiana Attorney General
Todd Rokita
Indiana Govt. Center South, 5th Fl.
302 W. Washington St.
Indianapolis, IN 46204-2770
Phone: (317) 232-6294 (Swetnam)
(317) 232-7751 (Martindale)
Fax: (317) 232-7979
douglas.swetnam@atg.in.gov
thomas.martindale@atg.in.gov
Attorneys for Plaintiff State of Indiana

Tracy Nayer (NC Bar No. 36964)
Rochelle Sparko (NC Bar No. 38528)
Special Deputy Attorneys General
North Carolina Department of Justice
Consumer Protection Division
P.O. Box 629
Raleigh, North Carolina 27602
Phone: (919) 716-6000
Fax: (919) 716-6050
tnayer@ncdoj.gov
rsparko@ncdoj.gov
Attorneys for Plaintiff State of North Carolina

Erin B. Leahy (OH Bar No. 0069509)
Senior Assistant Attorney General
Office of Attorney General Dave Yost
30 East Broad Street, 14th Fl.
Columbus, OH 43215
Phone: (614) 752-4730
Fax: (866) 768-2648
Erin.Leahy@OhioAGO.gov
Attorney for Plaintiff State of Ohio

Lead Counsel for Plaintiffs

Lindsay D. Barton (AL Bar No. 1165-G00N)
Robert D. Tambling (AL Bar No. 6026-N67R)
Assistant Attorneys General
Office of the Alabama Attorney General
501 Washington Avenue
Montgomery, Alabama 36130
Phone: (334) 353-2609 (Barton)
(334) 242-7445 (Tambling)
Fax: (334) 353-8400
Lindsay.Barton@AlabamaAG.gov
Robert.Tambling@AlabamaAG.gov
Attorneys for Plaintiff State of Alabama

Amanda Wentz (AR Bar No. 2021066)
Assistant Attorney General
Office of Attorney General Tim Griffin
323 Center St., Ste. 200
Little Rock, AR 72201
Phone: (501) 682-1178
Fax: (501) 682-8118
Amanda.wentz@arkansasag.gov
Attorney for Plaintiff State of Arkansas

Nicklas A. Akers (CA Bar No. 211222)
Senior Assistant Attorney General
Bernard A. Eskandari (CA Bar No. 244395)
Supervising Deputy Attorney General
Timothy D. Lundgren (CA Bar No. 254596)
Rosailda Perez (CA Bar No. 284646)
Michelle Burkart (CA Bar No. 234121)
Deputy Attorneys General
Office of the California Attorney General
300 S. Spring St., Suite 1702
Los Angeles, CA 90013
Phone: (415) 510-3364 (Akers)
(213) 269-6348 (Eskandari)
(213) 269-6355 (Lundgren)
(213) 269-6612 (Perez)
(213) 269-6357 (Burkart)
Fax: (916) 731-2146
nicklas.akers@doj.ca.gov
bernard.eskandari@doj.ca.gov
timothy.lundgren@doj.ca.gov
rosailda.perez@doj.ca.gov
michelle.burkart@doj.ca.gov
Attorneys for Plaintiff People of the State of California

Michel Singer Nelson (CO Bar No. 19779)
Assistant Attorney General II
Colorado Office of the Attorney General
Ralph L. Carr Judicial Building
1300 Broadway, 10th Floor
Denver, CO 80203
Phone: (720) 508-6220
michel.singernelson@coag.gov
*Attorney for Plaintiff State of Colorado,
ex rel. Philip J. Weiser, Attorney General*

Brendan T. Flynn (Fed. Bar No. ct04545,
CT Bar No. 419935)
Assistant Attorney General
Office of the Connecticut Attorney
General William Tong
165 Capitol Avenue, Suite 4000
Hartford, CT 06106
Phone: (860) 808-5400
Fax: (860) 808-5593
<mailto:brendan.flynn@ct.gov>
*Attorney for Plaintiff State of
Connecticut*

Ryan Costa (DE Bar No. 5325)
Deputy Attorney General
Delaware Department of Justice
820 N. French Street, 5th Floor
Wilmington, DE 19801
Phone: (302) 683-8811
Fax: (302) 577-6499
Ryan.costa@delaware.gov
Attorney for Plaintiff State of Delaware

Adam Teitelbaum (DC Bar No.
1015715)
Director, Office of Consumer Protection
Assistant Attorney General
D.C. Office of the Attorney General
Office of Consumer Protection
400 6th Street NW, 10th Floor
Washington, DC 20001
Phone: (202) 741-0764
Adam.Teitelbaum@dc.gov
*Attorney for Plaintiff District of
Columbia*

Patrick Crotty (FL Bar No. 108541)
Special Counsel, Asst. Attorney General
Miles Vaughn (FL Bar No. 1032235)
Assistant Attorney General
Office of the Florida Attorney General
Consumer Protection Division
3507 E. Frontage Rd, Suite 325
Tampa, FL 33607
Phone: (813) 287-7950
Fax: (813) 281-5515
patrick.crotty@myfloridalegal.com
miles.vaughn@myfloridalegal.com
*Attorneys for Plaintiff Ashley Moody,
Attorney General of the State of Florida*

David A. Zisook (GA Bar No. 310104)
Senior Assistant Attorney General
Office of the Attorney General of the
State of Georgia
2 Martin Luther King Jr. Drive, SE, Ste.
356
Atlanta, GA 30334
Phone: (404) 458-4294
Fax: (404) 464-8212
dzisook@law.ga.gov
Attorney for Plaintiff State of Georgia

Christopher J.I. Leong (HI Bar No.
9662)
Deputy Attorney General
Hawaii Department of the Attorney
General
425 Queen Street
Honolulu, HI 96813
Phone: (808) 586-1180
Fax: (808) 586-1205
christopher.ji.leong@hawaii.gov
Attorney for Plaintiff State of Hawaii

James J. Simeri (ID Bar No. 12332)
(*Pro Hac Vice motion forthcoming*)
Consumer Protection Division Chief
Idaho Attorney General's Office
P.O. Box 83720
Boise, ID 83720-0010
Phone: (208) 334-4114
james.simeri@ag.idaho.gov
Attorney for Plaintiff State of Idaho

Philip Heimlich (IL Bar No. 6286375)
Assistant Attorney General
Elizabeth Blackston (IL Bar No.
6228859)
Consumer Fraud Bureau Chief
Office of the Illinois Attorney General
500 S. Second Street
Springfield, IL 62791
Phone: (217) 782-4436
philip.heimlich@ilag.gov
elizabeth.blackston@ilag.gov
*Attorneys for Plaintiff People of the State
of Illinois*

Benjamin Bellus (IA Bar No.
AT0000688)
William Pearson (IA Bar No.
AT0012070)
Assistant Attorneys General
Office of the Iowa Attorney General
1305 E. Walnut St.
Des Moines, IA 50319
Phone: (515) 242-6536 (Bellus)
(515) 242-6773 (Pearson)
Fax: (515) 281-6771
Benjamin.Bellus@ag.iowa.gov
William.Pearson@ag.iowa.gov
Attorneys for Plaintiff State of Iowa

Nicholas C. Smith (KS Bar No. 29742)
Sarah M. Dietz (KS Bar No. 27457)
Assistant Attorneys General
Consumer Protection Section
Office of the Kansas Attorney General
120 SW 10th Avenue, 2nd Floor
Topeka, KS 66612
Phone: (785) 296-3751
Fax: (785) 291-3699
Nicholas.Smith@ag.ks.gov
sarah.dietz@ag.ks.gov
Attorneys for Plaintiff State of Kansas

Jacob P. Ford (KY Bar No. 95546)
Assistant Attorney General
Office of the Attorney General,
Commonwealth of Kentucky
1024 Capital Center Drive, Ste. 200
Frankfort, KY 40601
Phone: (502) 871-2044
jacobp.ford@ky.gov
*Attorney for Plaintiff Commonwealth of
Kentucky*

ZaTabia N. Williams (LA Bar No.
36933)
Assistant Attorney General
Office of the Attorney General Liz
Murrill
1885 North Third St.
Baton Rouge, LA 70802
Phone: (225) 326-6164
Fax: (225) 326-6499
WilliamsZ@ag.louisiana.gov
Attorney for Plaintiff State of Louisiana

Brendan O'Neil (ME Bar No. 009900)
Assistant Attorney General
Office of the Maine Attorney General
6 State House Station
Augusta, ME 04333
Phone: (207) 626-8800
Fax: (207) 624-7730
brendan.oneil@maine.gov
Attorney for Plaintiff State of Maine

Philip Ziperman (Fed. Bar No. 12430)
Deputy Counsel
Office of the Attorney General
200 St. Paul Place
Baltimore, MD 21202
Phone: (410) 576-6417
Fax: (410) 576-6566
pziperman@oag.state.md.us
Attorney for Plaintiff Maryland Office of the Attorney General

Carol Guerrero (MA Bar No. 705419)
Assistant Attorney General
Massachusetts Office of the Attorney General
One Ashburton Place, 18th Floor
Boston, MA 02108
Phone: (617) 963-2783
Fax: (617) 727-5765
<mailto:Carol.Guerrero@mass.gov>
Attorney for Plaintiff Commonwealth of Massachusetts

Kathy P. Fitzgerald (MI Bar No. P31454)
Michael S. Hill (MI Bar No. P73084)
Assistant Attorneys General
Michigan Department of Attorney General
Corporate Oversight Division
P.O. Box 30736
Lansing, MI 48909
Phone: (517) 335-7632
Fax: (517) 335-6755
fitzgeraldk@michigan.gov
Hillm19@michigan.gov
Attorneys for Plaintiff People of the State of Michigan

Bennett Hartz (MN Bar No. 0393136)
Assistant Attorney General
Office of the Minnesota Attorney General
445 Minnesota Street, Suite 1200
Saint Paul, MN 55404
Phone: (651) 757-1235
bennett.hartz@ag.state.mn.us
Attorney for Plaintiff State of Minnesota, by its Attorney General, Keith Ellison

James M. Rankin (MS Bar No. 102332)
Jessica D. Jasper (MS Bar No. 106305)
(*Pro Hac Vice motion forthcoming*)
Special Assistant Attorneys General
Mississippi Attorney General's Office
P.O. Box 220
Jackson, MS 39205
Phone: (601) 359-4258 (Rankin)
(601) 359-3800 (Jasper)
james.rankin@ago.ms.gov
jessica.jasper@ago.ms.gov
Attorneys for Plaintiff Lynn Fitch, Attorney General State of Mississippi

Michael Schwalbert (MO Bar No. 63299)
Assistant Attorney General
Office of the Missouri Attorney General
815 Olive Street, Suite 200
St. Louis, MO 63101
Phone: (314) 340-6816
Fax: (314) 340-7891
michael.schwalbert@ago.mo.gov
*Attorney for Plaintiff State of Missouri,
ex. rel. Andrew Bailey, Attorney General*

Anna Schneider (MT Bar No. 13963)
Special Assistant Attorney General,
Senior Counsel
Andrew Butler (MT Bar No. 53936812)
Assistant Attorney General
Montana Attorney General's Office
Office of Consumer Protection
555 Fuller Avenue
Helena, MT 59601
Phone: (406) 444-4500
Anna.schneider@mt.gov
Andrew.butler@mt.gov
Attorneys for Plaintiff State of Montana

Gary E. Brollier (NE Bar No. 19785)
Assistant Attorney General
Office of the Attorney General Michael
T. Hilgers
2115 State Capitol Building
Consumer Protection Division
Lincoln, NE 68509
Phone: (402) 471-1279
Fax: (402) 471-4725
gary.brollier@nebraska.gov
Attorney for Plaintiff State of Nebraska

Michelle C. Badorine (NV Bar No. 13206)
Senior Deputy Attorney General
Office of the Nevada Attorney General
Bureau of Consumer Protection
100 North Carson Street
Carson City, NV 89701-4717
Phone: (775) 684-1164
Fax: (775) 684-1299
MBadorine@ag.nv.gov
Attorney for Plaintiff State of Nevada

Mary F. Stewart (NH Bar No. 10067)
Assistant Attorney General
New Hampshire Department of Justice
Office of the Attorney General
Consumer Protection and Antitrust
Bureau
33 Capitol St.
Concord, NH 03301-6397
Phone: (603) 271-1139
Fax: (603) 271-2110
Mary.F.Stewart@doj.nh.gov
*Attorney for Plaintiff State of New
Hampshire*

Deepta Janardhan (NJ Bar No. 309022020)
Jeffrey Koziar (NJ Bar No. 015131999)
Deputy Attorneys General
New Jersey Office of the Attorney
General
Division of Law
124 Halsey Street
Newark, NJ 07101
Phone: (973) 648-7819
Fax: (973) 648-4887
Deepta.Janardhan@law.njoag.gov
Jeff.koziar@law.njoag.gov
*Attorneys for Plaintiff State of New
Jersey*

Julie Sakura (NM Bar No. 19253)
Assistant Attorney General
State of New Mexico Department of
Justice
408 Galisteo St.
Santa Fe, New Mexico 87501
Phone: (505) 859-8074
Fax: (505) 490-4883
jsakura@nmdoj.gov
*Attorney for Plaintiff Raúl Torrez, New
Mexico Attorney General*

Glenna Goldis (NY Bar No. 4868600)
Assistant Attorney General
Office of the New York State Attorney
General
28 Liberty Street
New York, NY 10005
Phone: (646) 856-3697
Glenna.goldis@ag.ny.gov
*Attorney for Plaintiff Office of the
Attorney General of the State of New
York*

Elin S. Alm (ND Bar No. 05924)
Christopher Glenn Lindblad (ND Bar
No. 06480)
Assistant Attorneys General
Office of North Dakota Attorney General
Consumer Protection & Antitrust
Division
1720 Burlington Drive, Suite C
Bismarck, ND 58504-7736
Phone: (701) 328-5570
Fax: (701) 328-5568
mailto:ealm@nd.gov
clindblad@nd.gov
*Attorneys for Plaintiff State of North
Dakota*

Robert J. Carlson (OK Bar No. 19312)
Assistant Attorney General
Office of the Oklahoma Attorney
General
313 N.E. 21st St.
Oklahoma City, OK 73105
Phone: (918) 581-2384
Fax: (405) 522-0085
Robert.Carlson@oag.ok.gov
*Attorney for Plaintiff State of Oklahoma
ex rel. Attorney General Gentner
Drummond*

Jordan M. Roberts (OR Bar No. 115010)
Senior Assistant Attorney General
Oregon Department of Justice
Consumer Protection Division
100 SW Market St.
Portland, OR 97201
Phone: (971) 673-1880
Fax: (971) 673-1884
jordan.m.roberts@doj.state.or.us
Attorney for Plaintiff State of Oregon

Mark W Wolfe (PA Bar No. 327807)
Deputy Attorney General
Pennsylvania Office of Attorney General
Strawberry Square, 15th Floor
Harrisburg, PA 17120-0001
Phone: (717) 772-3558
Fax: (717) 705-3795
mwolfe@attorneygeneral.gov
*Attorney for Plaintiff Commonwealth of
Pennsylvania by Attorney General David
W. Sunday, Jr.*

Stephen N. Provazza (RI Bar No. 10435)
Special Assistant Attorney General
Rhode Island Office of the Attorney
General
150 S. Main Street
Providence, RI 02903
Phone: (401) 274-4400, ext. 2476
Fax: (401) 222-1766
sprovazza@riag.ri.gov
*Attorney for Plaintiff State of Rhode
Island, by Attorney General Peter
Neronha*

Kristin Simons (SC Bar No. 74004)
Senior Assistant Attorney General
Danielle Robertson (SC Bar No. 105846)
Assistant Attorney General
South Carolina Attorney General's
Office
P.O. Box 11549
Columbia, SC 29211-1549
Phone: (803) 734-6134 (Simons)
(803) 734-8044 (Robertson)
<mailto:ksimons@scag.gov>
danierobertson@scag.gov
*Attorneys for Plaintiff State of South
Carolina*

Austin C. Ostiguy (TN Bar No. 040301)
Tyler T. Corcoran (TN Bar No. 038887)
Assistant Attorneys General
Office of the Tennessee Attorney
General
P.O. Box 20207
Nashville, TN 37202
Phone: (615) 532-7271 (Ostiguy)
(615) 770-1714 (Corcoran)
Fax: (615) 532-2910
austin.ostiguy@ag.tn.gov
tyler.corcoran@ag.tn.gov
Attorneys for Plaintiff State of Tennessee

David Shatto (Fed. Bar No. 3725697; TX
Bar No. 24104114)
Assistant Attorney General
Attorney General for the State of Texas
Office of the Attorney General
P.O. Box 12548 (MC-010)
Austin, TX 78711
Phone: (512) 463-2185
Fax: (512) 473-9125
David.Shatto@oag.texas.gov
Attorney for Plaintiff State of Texas

Kevin McLean (UT Bar No. 16101)
Assistant Attorney General
Utah Attorney General's Office
160 East 300 South, 5th Floor
P.O. Box 140872
Salt Lake City, UT 84114-0872
Phone: (801) 366-0310
Fax: (801) 366-0315
kmclean@agutah.gov
*Attorney for Plaintiff Utah Division of
Consumer Protection*

James Layman (VT Bar No. 5236)
Office of the Vermont Attorney General
109 State Street
Montpelier, VT 05609-1001
Phone: (802) 828-2315
Fax: (802) 304-1014
James.Layman@vermont.gov
Attorney for Plaintiff State of Vermont

Geoffrey L. Ward (VA Bar No. 89818)
Senior Assistant Attorney General
Office of the Attorney General of
Virginia
202 N. Ninth St.
Richmond, VA 23219
Phone: (804) 371-0871
Fax: (804) 786-0122
gward@oag.state.va.us
*Attorney for Plaintiff Commonwealth of
Virginia, ex rel. Jason S. Miyares,
Attorney General*

Alexandra Kory (WA Bar No. 49889)
Mina Shahin (WA Bar No. 46661)
Assistant Attorneys General
Washington State Attorney General's
Office
800 Fifth Avenue, Suite 2000
Seattle, WA 98104
Phone: (206) 516-2997 (Kory)
(206) 326-5485 (Shahin)
Fax: (206) 464-6451
Alexandra.Kory@atg.wa.gov
Mina.Shahin@atg.wa.gov
*Attorneys for Plaintiff State of
Washington*

Ashley T. Wentz (WV Bar No. 13486)
Assistant Attorney General
West Virginia Attorney General's Office
Consumer Protection/Antitrust Division
P.O. Box 1789
Charleston, WV 25326
Phone: (304) 558-8986
Fax: (304) 558-0184
Ashley.T.Wentz@wvago.gov
*Attorney for Plaintiff State of West
Virginia ex rel. Patrick Morrissey,
Attorney General*

Gregory A. Myszkowski (WI Bar No.
1050022)
Assistant Attorney General
Wisconsin Department of Justice
P.O. Box 7857
Madison, WI 53707-7857
Phone: (608) 266-7656
Fax: (608) 294-2907
myszkowskiga@doj.state.wi.us
Attorney for Plaintiff State of Wisconsin

Cameron W. Geeting (WY Bar No.
7-5338)
Senior Assistant Attorney General
Consumer Protection and Antitrust Unit
Wyoming Office of the Attorney General
2320 Capitol Avenue
Cheyenne, Wyoming 82002
Phone: (307) 777-3795
cameron.geeting1@wyo.gov
Attorney for Plaintiff State of Wyoming

Exhibit B

Pelton, Sarah

From: Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Sent: Thursday, March 6, 2025 1:41 PM
To: Neil Ende; Greg Taylor
Cc: Nayer, Tracy; Erin Leahy; Sparko, Rochelle; Patrick Crotty; Michel Singer Nelson; Swetnam, Douglas; Meislik, Alyse; Jones, Dylan; Dilweg, Laura; Pelton, Sarah; Martindale, Thomas L
Subject: Plaintiffs' First Request for Production to Michael Lansky
Attachments: Pls' 1st RFPs to LANSKY (Issued 03-06-2025).pdf

Good afternoon,

Attached you will find Plaintiffs' First Request for Production to Michael Lansky. Please respond with your production within 30 days. If physical production is necessary, please provide that to the Arizona Attorney General's Office.

Thank you, Tom

Thomas Martindale
Deputy Attorney General
Data Privacy & Identity Theft Unit
Consumer Protection Division
Office of Attorney General Todd Rokita
302 West Washington Street, IGCS 5th Floor
Indianapolis, IN 46204
p: (317)232-7751 | f: (317)232-7979
thomas.martindale@atg.in.gov

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

State of Arizona, *ex rel.* Kristin K. Mayes,
Attorney General; et al.,

Plaintiffs,

v.

Michael D. Lansky, L.L.C., dba Avid
Telecom, et al.,

Defendants.

No. 4:23-CV-00233-TUC-CKJ

**PLAINTIFFS' FIRST RULE 34 REQUESTS FOR PRODUCTION TO
MICHAEL D. LANSKY**

Pursuant to Federal Rules of Civil Procedure 26 and 34, Plaintiffs, by and through the undersigned attorneys, hereby submit their First Rule 34 Requests for Production ("Requests") to Defendant Michael D. Lansky. Please produce the following documents within thirty (30) days.

DEFINITIONS

As used herein, the following words shall have the following meanings:

1. Use of singular shall be deemed to include the plural. As used herein, the terms "and" and "or," "any" and "all," and "each" and "every" shall be interpreted liberally, as conjunctive, disjunctive, or both depending on the context, to achieve the fullest disclosure of information.

2. “Communication” or “communications” means any act, action, oral speech, written correspondence, contact, expression of words, thoughts, or ideas, or transmission or exchange of data or other information to another Person, whether orally, Person to Person, in a group, by telephone, letter, personal delivery, intercom, fax, e-mail, text message, voicemail, audio recording, video recording, social media, or any other process, electric, electronic or otherwise in any medium. All such communications in writing shall include, without limitation, printed, typed, handwritten, or other readable Documents.

3. “Defendants” means the Corporate Defendant and Individual Defendants, individually, collectively or in any combination.

- a. “Corporate Defendant” means Michael D. Lansky, L.L.C., dba Avid Telecom its members, agents, independent contractors, associates, employees, affiliates, supervisors, representatives and/or any other Person entitled to act or purporting to act on the Corporate Defendant’s behalf, which includes, but is not limited to any trade names, fictitious names, or “doing business as” names, and its successors and assigns. The term also includes present and former owners, officers, directors, employees, independent contractors, agents, representatives, attorneys, and all Persons working for or acting on behalf of the foregoing.
- b. “Individual Defendants” means Michael D. Lansky and Stacey S. Reeves collectively.
- c. “Defendant Lansky” means Michael D. Lansky individually.

d. “Defendant Reeves” means Stacey S. Reeves individually.

4. “Direct Inward Dial” or “DID” means any telephone number that conforms to the North American Numbering Plan and can be used to Transmit inbound or outbound voice calls.

5. “Do Not Call Complaints” means a complaint or inquiry from any source that references an unwanted call(s) or a pattern of calling made to telephone number(s) listed on the National Do Not Call Registry maintained by the FTC or a comparable Do Not Call list maintained pursuant to a state law.

6. “Document” or “documents” as used herein includes all paper records and all electronically stored information, including the original and any non-identical copy (whether different from the original because of notations on such copy or otherwise, and including all draft versions of the original), of any written, recorded, or graphic matter, however produced or reproduced, including, but not limited to, all correspondence, Communications, web pages, social media communications, photographs, contracts (including drafts, proposals, and any and all exhibits thereto), drafts, minutes and agendas, memoranda (including inter- and intra-office memoranda, memoranda for file, pencil jottings, diary entries, desk calendar entries, reported recollections, and any other written form of notation of events or intentions), transcripts and recordings of conversations and telephone calls, audio and video media files, books of account, ledgers, publications, professional journals, invoices, financial statements, purchase orders, receipts, canceled checks, machine generated records of events, and all other paper or electronic documentary material of any nature whatsoever, together with any attachments thereto or enclosures

therewith. The term also includes information stored in, or accessible through, computer or other information retrieval systems, together with instructions and all other materials necessary to use or interpret such data complications.

7. “Downstream Provider” means any voice service provider to which an Upstream Provider directly Transmits voice call traffic. A Downstream Provider may also be a point of entry provider onto the U.S. telephone network, or an intermediate or transit provider. A voice service provider’s classification as a Downstream Provider may change on a per call basis.

8. “FCC” means the Federal Communications Commission.

9. “FTC” means the Federal Trade Commission.

10. “Location Routing Number” or “LRN” means an identification for a telephone switch for the purpose of routing telephone calls through the public switched telephone network in the United States.

11. “Non-Provider Customer” means any of the Corporate Defendant’s voice customers that do not have a valid FCC Registration Number or do not have a valid Form 499 number and it does not provide either Voice over Internet Protocol (“VoIP”) or a telecommunication service as those services are defined in the Communications Act, 47 U.S.C. § 153.

12. “Person” means any individual, group, organization, unincorporated association, limited or general partnership, corporation, subsidiary, affiliate, or other legal entity. This includes any entity that holds itself out and conducts business as a legally

formed entity but has failed to comply with all applicable state laws to form a legally recognized entity in the jurisdiction in which it conducts its business.

13. “Regarding,” “Relating to,” “Relate,” “Related” and any derivation of these words mean consisting of, referring to, reflecting, supporting, evidencing, prepared in connection with, used in preparation for, underlying, or being in any way legally, logically, or factually connected to the matter discussed, whether in whole or in part, directly or indirectly.

14. “Relevant Period” means the period starting five years prior to the date the initial Complaint in this action was filed through the present. All Requests pertain to the Relevant Period unless otherwise stated.

15. “SIP Response Code” means a three-digit integer response code that details the status of a request to establish a telephone connection.

16. “Robocall” means a voice call that delivers an artificial or prerecorded voice message, in whole or in part, including, without limitation, a voice call that utilizes soundboard technology and/or ringless voicemail messages, whether acting directly or through an intermediary. Robocall can also include calls that introduce an advertisement or constitute telemarketing, and are meant to be synonymous with non-conversational call traffic, including calls lasting less than one minute.

17. “Spoof” or “Spoofing” means causing or causing to be Transmitted misleading or inaccurate caller identification information that disguises the caller’s true identity.

18. “STIR/SHAKEN” or “STIR/SHAKEN authentication framework” means the secure telephone identity revisited and signature-based handling of asserted information using tokens standards. *See* 47 U.S.C. § 227b.

19. “Supported Data Format” means Microsoft Excel 2016 spreadsheet files or prior *.xlsx or *.xls files, Microsoft Access 2016 database files or prior *.accdb or *.mdb files, and ASCII delimited, comma- or tab-separated format text files with field names as the first record.

20. “Suspicious Call Traffic” means a pattern of voice calls that: (1) transit one or more voice service provider networks and (2) have characteristics associated with abusive, unlawful, or fraudulent practices (including, but not limited to, lack of header information, volumetric anomalies, calling or called party information modification, complaints received from called parties, law enforcement, third-party aggregators, or call transcripts). *See* USTelecom, *Industry Traceback Group Policies and Procedures*, at 5 (last revised April 2022), available at <https://tracebacks.org/wp-content/uploads/2022/04/ITG-Policies-and-Procedures-Updated-Apr-2022.pdf>.

21. “Traceback” or “traceback” means any effort to trace back the origin of a call or calls, including, but not limited to, a request from the industry traceback consortium as defined in 47 C.F.R. § 64.6300(f), another voice service provider in the call path, the FCC, or a civil or criminal law enforcement agency.

22. “Transmit” or “Transmitted” means to accept, initiate, send, transit, route, make, and/or complete calls.

23. “Upstream Customers” means each of the following:
- a. Airespring;
 - b. AllClear Connect;
 - c. Autelecom LLC;
 - d. BestiumPro;
 - e. Connexum LLC;
 - f. DID Central;
 - g. Digital Media Solutions and any subsidiaries or affiliates;
 - h. Great Choice Telecom LLC;
 - i. Great Lakes Communication;
 - j. Icon Global Services;
 - k. JSquared / RPG / Rising Eagle;
 - l. Virtual Telecom/Mobi Telecom LLC;
 - m. Modok Telecom;
 - n. NGL Communications LLC;
 - o. Red Telecom LLC;
 - p. StrategicIT;
 - q. TCA VoIP;
 - r. Telcast Network / Voovertel;
 - s. Telesero / Fiducia;
 - t. Tellza / Phonetime / Matchcom;
 - u. Third Rock Telecom;

- v. TouchTone;
- w. Trixcom / Vibtree Technologies, LLC;
- x. Urth Access, LLC;
- y. VOIP Terminator / BL Marketing;
- z. Yodel Technologies / Yodel Voice;
- aa. Any provider whose principal place of business is outside of the United States, or who is incorporated in Wyoming;
- bb. Any entity who has Transmitted a call to Corporate Defendant's network where the calling telephone number was 911; and
- cc. Any entity who has Transmitted a call to Corporate Defendant's network that was the subject of a Traceback.

24. "Upstream Provider" means any voice service provider, whether U.S. -based or physically located and/or registered as a business outside of the United States in a foreign jurisdiction, from which a Downstream Provider directly accepts voice call traffic. An Upstream Provider may also be a point of entry provider onto the U.S. telephone network. A voice service provider's classification as an Upstream Provider may change on a per-call basis.

25. "You" or "Your" refers to Defendant Michael D. Lansky.

REQUESTS FOR PRODUCTION

1. Provide all Documents reflecting and Communications Regarding the terms of all contracts, agreements, and other business relationships between You and Corporate Defendant.

2. Provide Documents and Communications Regarding all invoices, bills, payment records or other Documents Relating to requests for payment or otherwise Regarding payment between You and Corporate Defendant's Upstream Customers.

3. Provide all Documents and Communications Regarding any soft switches or other services Corporate Defendant uses or used to Transmit calls, including but not limited to contracts, terms of use, user guides, and technical manuals.

4. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to Your or the Corporate Defendant's compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), and HH (§§64.6300 to 6308)) and all other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

5. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to the training of Your or Corporate Defendant's officers, employees, independent contractors,

partners, agents, parents, controlled subsidiaries, affiliates, assigns, representatives, and all Persons acting on You or Corporate Defendant's behalf to instruct them about compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), and HH (§§64.6300 to 6308)), and all other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

6. Provide all Communications or Documents Relating to Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communication that Relate to compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), HH (§§64.6300 to 6308)), or any other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

7. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to screening, onboarding, and Know Your Customer due diligence review for Non-Provider Customers and Upstream Providers for which Corporate Defendant was the Downstream

Provider, including specifications provided to any third parties used to help conduct Your review or Corporate Defendant's review.

8. Provide all Documents and Communications Regarding actions You took to verify or confirm the credibility, authenticity, or truthfulness of the following Documents provided by each Upstream Customer prior to or at the time the Upstream Customer was onboarded and before the Upstream Customer was activated on Corporate Defendant's network:

- a. FCC 499 Filer ID;
- b. FCC Registration Number ("FRN");
- c. Trade references from respected sources;
- d. A STIR/SHAKEN compliance plan;
- e. Bank references;
- f. State of incorporation;
- g. Federal tax ID;
- h. A description of kind(s) of traffic that they will deliver;
- i. Company's responsible parties;
- j. Any signed Master Service Agreement (MSA) with Avid Telecom;
- k. Proof of federal Universal Service Fund ("FUSF") compliance for the current year; and
- l. Robocall Mitigation Plan filed in the Robocall Mitigation Database maintained by the FCC.

9. Provide all Documents and Communications Regarding actions You took to verify or confirm the credibility, authenticity, or truthfulness of the Documents described in Request No. 8 that were provided after the Upstream Customer was activated on Corporate Defendant's network.

10. Provide all Documents and Communications Relating to the activation and/or termination of the automated processes that You or Corporate Defendant had in place to block calls prior to hitting the routing engine in Your or Corporate Defendant's switch, as described in ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18.

11. Provide all Documents and Communications Relating to the implementation of automated processes that You or Corporate Defendant had in place to block calls prior to hitting the routing engine in Corporate Defendant's switch, as described in ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18, including the following processes:

- a. blocking calls with an invalid caller ID;
- b. blocking calls with matching originating and terminating numbers;
- c. blocking "Neighborhood Spoofing" calls (i.e., calls with the same "NPA/NXX");
- d. blocking calls from blacklisted media IP's (i.e., media IP's that are known to have been used for scams, such as government and corporate impersonation.);
- e. blocking calls from phone numbers that are known to be used for Spoofing;

- f. blocking ANIs on a real time basis that produce less than 5% ASR, 5 second or less ACD, and any number with greater than 60% short duration calls (calls of 6 seconds or less);
- g. blocking calls from wireless ANIs unless the customer is a wireless carrier;
- h. blocking calls that have been labeled as “almost certainly” spam by YouMail; and
- i. blocking calls that are labeled as “scam” by YouMail.

12. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant’s written policies, practices, or procedures Relating to blocking any calls that are not STIR/SHAKEN compliant. (*See* ECF Nos. 46-1 at 17, 46-2 at 17, 47-1 at 41, 48-2 at 17, 49-1 at 41)

13. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant’s written policies, practices, or procedures Relating to blocking any calls from originating numbers on the SOMOS Do Not Originate list. (*See* ECF Nos. 46-1 at 17, 46-2 at 17, 47-1 at 41, 48-2 at 17, 49-1 at 41)

14. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant’s written policies, practices, or procedures Relating to terminating Upstream or Downstream Providers where a provider has received “a material number of traceback ‘tickets,’” as described by Defendants in ECF Nos. 46-1 at 4, 46-2 at 4, 47-1 at 21, 48-2 at 4, 49-1 at 21.

15. Provide any Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to terminating Non-Provider Customers where they have received a material number of Tracebacks.

16. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to determining, setting or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics (e.g., thresholds for answer-seizure ratios and/or average call durations).

17. Provide all Documents and Communications Relating to actions You took in determining, setting, or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics (e.g., thresholds for answer-seizure ratios and/or average call durations), call signaling, and other network-wide settings.

18. Provide all Documents and Communications Relating to actions You took in determining, setting, or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics (e.g., thresholds for answer-seizure ratios and/or average call durations), call signaling, and other customer specific account settings for all Upstream Customers.

19. Provide all Documents and Communications Relating to the "Dialer Special" product or service, including Your role in developing or setting the same.

20. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures to verify that

Corporate Defendant's Non-Provider Customers are authorized to use the calling numbers that are passed to its network.

21. Provide all Documents and Communications describing actions You took to continue to monitor the authorizations to use the calling numbers described in Request No. 20, and the actions You took if noncompliance was suspected and/or identified by You or Corporate Defendant, or brought to Your attention by members, agents, independent contractors, associates, employees, affiliates, supervisors, representatives and/or any other Person entitled to act or purporting to act on the Corporate Defendant's behalf, or by any third party.

22. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to monitoring, reviewing, and analyzing voice call traffic to identify patterns consistent with Suspicious Call Traffic or Robocalls from Non-Provider Customers or Upstream Providers for which Corporate Defendant was the Downstream Provider.

23. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to processes for segregating high volume, short duration traffic from other call traffic.

24. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to processes for screening, monitoring, reviewing, and analyzing each type of traffic described in Request No. 23 to identify patterns consistent with Suspicious Call Traffic or Robocalls.

25. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to any consequences, including but not limited to suspension or termination, for an Upstream Provider or Non-Provider Customer if its call traffic demonstrates a pattern consistent with Suspicious Call Traffic or Robocalls. Please include Documents and Communications describing consequences Relating to misrouting high volume, short duration calls over non-short-duration routes.

26. Provide all Documents and Communications Relating to any regulatory investigations, complaints, and inquiries that have been conducted against You or Corporate Defendant Relating to Suspicious Call Traffic or Robocalls.

27. Provide all Documents and Communications Relating to the customer onboarding process for all Upstream Providers or Non-Provider Customers for which Corporate Defendant Transmitted calls to telephone numbers with area codes assigned to the United States.

28. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with all Upstream Providers or Non-Provider Customers from which Corporate Defendant Transmitted calls to telephone numbers with area codes assigned to the United States.

29. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with all Upstream Providers or Non-Provider Customers from which

Corporate Defendant Transmitted calls addressing implementation or violations of any of Corporate Defendant's policies, practices, or procedures.

30. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, or (3) any Downstream Providers, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, Regarding Tracebacks, Robocalls, Do Not Call Complaints, or any suspensions, terminations, and/or threats of suspension or termination You or Corporate Defendant received from any source.

31. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, or (3) any Upstream Customer, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, Relating to Suspicious Call Traffic or Robocalls.

32. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, (3) any third party, or (4) any Upstream Customer including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communication Regarding regulatory investigations, Do Not Call Complaints, civil investigative demands, subpoenas or inquiries from civil or criminal law enforcement agencies or third parties that have been directed toward You or Corporate Defendant Relating to Suspicious Call Traffic or Robocalls.

33. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, (3) any third party, or (4) any Downstream Provider, Regarding Tracebacks, Robocalls, or Do Not Call Complaints. Provide Communications

involving You, Corporate Defendant, or the other Individual Defendant, as senders or recipients, Regarding any calls that Corporate Defendant Transmitted to telephone numbers assigned to any public safety answering point, hospital, medical physician or service office, health care facility, poison control center, or fire protection or law enforcement agency.

34. Provide all Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Regarding the call traffic received from any Upstream Customer that Corporate Defendant Transmitted to telephone numbers with area codes assigned to the United States.

35. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Regarding the solicitation and/or onboarding of customers or potential customers.

36. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to suspension or termination of business relationships with Upstream Providers and Non-Provider Customers.

37. Provide all Documents and Communications that Relate to Your or Corporate Defendant's receipt of and response to complaints about abusive, fraudulent, or unwanted telephone calls, or ensuring Corporate Defendant's compliance with state and federal telemarketing laws.

38. Provide all Documents and Communications Regarding Your payroll and other compensation records, including but not limited to Your W-2 and/or 1099 forms, any

retirement or pension benefits, health, vision, dental, disability, and/or life insurance plans or premium reimbursements.

39. Provide all Documents Relating to any payments to You for services provided by You or the Corporate Defendant.

40. Provide all Documents Relating to payments You made on behalf of Corporate Defendant for corporate purchases and expenses.

41. Provide all Documents Relating to Your requests for reimbursement from Corporate Defendant, and reimbursements made to You by Corporate Defendant, for corporate purchases and expenses.

42. Provide all Documents Relating to payments Corporate Defendant made on Your behalf for personal purchases or expenses.

43. Provide all Documents Relating to Corporate Defendant's requests for reimbursements from You, and reimbursements made by You to Corporate Defendant, for personal purchases and expenses.

44. Provide all Documents and Communications Relating to Corporate Defendant's acquisition or sale of fixed assets, and Corporate Defendant's authorization for You or the other Individual Defendant to use such assets.

45. Provide all Documents Regarding any payment made by You to switch providers and/or any Person providing Robocall mitigation analytics or services.

46. Provide all Documents Regarding all annual payments You made to access phone numbers on the FTC's National Do Not Call Registry.

47. Provide all Documents Relating to Your policies and/or procedures Regarding the sale, lease, assignment, or any other way in which You make DID's available for use by any Person, to the extent that those policies and/or procedures differ from those of the Corporate Defendant, including but not limited to Documents Relating to payments.

48. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies and procedures Regarding the sale, lease, assignment, or any other way in which You make DID's available for use by any Person, including but not limited to Documents Relating to payments.

49. Provide all Documents Relating to Your purchase, lease, and/or assignment of DID's from any Person, including but not limited to Documents Relating to payments.

50. Provide all Documents identifying any Person to which You sold, leased, assigned, or otherwise made DID's available.

51. Provide all Documents Regarding payments made to You by any Person to which You sold, leased, assigned, or otherwise made DID's available.

52. Provide all Documents showing on a monthly basis the total number of DID's sold, leased, assigned, or otherwise made available to each Person identified in Request No. 50.

53. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Regarding Corporate Defendant's filings with the FCC, including but not limited to:

- a. Domestic Section 214 approval form;
- b. FCC Form 477;

- c. FCC Form 499-A Telecommunications Reporting Worksheet;
- d. FCC Form 499-Q Telecommunications Reporting Worksheet;
- e. FCC Form 502 Numbering Resource Utilization Forecast;
- f. Section 64.2009 Annual CPNI Compliance Certification;
- g. Annual Regulatory Fee Forms;
- h. International 214 Approval;
- i. International Service Tariff;
- j. All current or previous versions of any Robocall Mitigation Program or Plan filed in the Robocall Mitigation Database pursuant to 47 C.F.R. § 64.6305.

54. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to Corporate Defendant's filings with any state public service commission or public utility commission Relating to Corporate Defendant's provision of voice services.

55. Provide all versions of the Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to the following Documents maintained by Corporate Defendant pursuant to Arizona Revised Statute § 29-3410(A):

- a. Any lists of the full name and last known address of each member and manager;
- b. Any copies of the articles of organization and all amendments to the articles of organization;

- c. Any copies of all current and prior written operating agreements and amendments to all current and prior written operating agreements;
- d. Any record of a member's obligation to make a capital contribution to the company;
- e. Any copies of the company's federal, state and local income tax returns and reports, if any, for the three most recent years; and
- f. Any copies of the company's financial statements, if any, for the three most recent years.

56. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to discovery requests in the *Avid Telecom LLC, et al. v. Frankel, et al.*, No. 4:22-cv-00558 (D. Ariz. 2022) litigation.

57. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to discovery requests in the *Michael D. Lansky, LLC, et al. v. TransNexus, Inc.*, No. 1:22-cv-04829 (N.D. Ga. 2022) litigation.

58. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and third parties Regarding this litigation.

59. Provide all Communications between You. Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, with Downstream Providers

Regarding the civil investigative demands Relating to the Corporate Defendant issued by the North Carolina Department of Justice.

60. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and third parties Relating to the *Rokita v. Michael D. Lansky, LLC, et al.*, No. 49D02-2211-MI-037726 (Marion County Superior Court 2, Ind., filed Nov. 1, 2022) litigation.

61. Provide all Documents and Communications Relating to any written policies, practices, or procedures Relating to Corporate Defendant's record retention.

62. Provide all account history logs for each Upstream Customer.

63. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to prior express consent or prior express written consent given by call recipients to the calling party, seller or telemarketer for calls Corporate Defendant Transmitted on behalf of the Upstream Customers.

64. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to any actions to determine the veracity, credibility, or trustworthiness of any assertion by an Upstream Customer that a caller had prior express consent of the called party prior to the initiation of a call that was subsequently the subject of a Traceback, Do Not Call Complaint or an inquiry from any third party.

65. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to the

assertion that Corporate Defendant “spend[s] at least an additional \$400,000 each year to purchase enhanced switch data service that allow[s Corporate Defendant] to identify illegal calls and terminate the providers of those calls.” (ECF Nos. 46-1 at 2, 46-2 at 2, 47-1 at 20, 48-2 at 2, 49-1 at 20)

66. Provide all Documents and Communications Relating to any Upstream Provider or Non-Provider Customer that was terminated as a result of services identified in response to Request No. 65.

67. Provide all Documents and Communications Relating to the affirmative defense entitled “Due Care” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, lines 14–17)

68. Provide all Documents and Communications Relating to the affirmative defense entitled, “The Industry Traceback Group Legal Authority” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, lines 18–20)

69. Provide all Documents and Communications Relating to the affirmative defense entitled, “Tracebacks are Not Notice of Illegal Activity” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, line 21 to 174, line 2)

70. Provide all Documents and Communications Relating to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Avid Telecom” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 3–5)

71. Provide all Documents and Communications Relating to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against

Michael Lansky” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 7–9)

72. Provide all Documents and Communications Relating to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Stacey Reeves” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 10–12)

73. Provide all Documents and Communications Relating to the affirmative defense entitled, “Statute of Limitations” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 13–15)

74. Provide all Documents and Communications Relating to the affirmative defense entitled, “Consent” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 16–18)

75. Provide all Documents and Communications Relating to the affirmative defense entitled, “Laches” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 19–21)

76. Provide all Documents and Communications Relating to the affirmative defense entitled, “Unclean Hands” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, line 22 to 175, line 1)

77. Provide all Documents and Communications Relating to the affirmative defense entitled, “Conduct” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 2–4)

78. Provide all Documents and Communications Relating to the affirmative defense entitled, “Estoppel” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 6–8)

79. Provide all Documents and Communications Relating to the affirmative defense entitled, “Unconstitutionality of Statutory Damages” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 9–12)

80. Provide all Documents and Communications Relating to the affirmative defense entitled, “Standing” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 13–16)

81. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to each change made to the account history log for the account name and identifiers for each Upstream Customer.

82. Provide all Documents and Communications Relating to Zealous Services, LLC., including payments You received from or on behalf of Zealous Services, LLC., services You provided, any service agreements and any account history logs.

83. Provide all Documents and Communications Relating to Your working relationship with Corporate Defendant Regarding each of the following:

- a. job description;
- b. general job duties;
- c. daily responsibilities and tasks;
- d. scope of work;

- e. performance expectations;
- f. employee/contractor handbook;
- g. working hours;
- h. timekeeping policies, procedures, and daily records;
- i. work location;
- j. equipment and software provided for job tasks (if any);
- k. access authorization to Corporate Defendant's network software applications, soft switch(es), and other information technology infrastructure;
- l. availability of support or technical staff for job tasks;
- m. provision of benefits, including retirement or pension plans, health, vision, dental, disability and/or life insurance plans or premium reimbursements offered or provided;
- n. time limitations on the duration of business relationship;
- o. compensation structure and method of payment of compensation (including commission structure and/or eligibility for overtime compensation, if/where applicable);
- p. scope of authority to act on behalf of Corporate Defendant; and
- q. any written agreement(s) Relating to the enumeration of terms and services You would and did provide for the duration of the business relationship.

84. Provide all Documents and Communications Related to Your and/or Corporate Defendant's offer to Defendant Reeves to enter into a business relationship and Defendant Reeves' acceptance of the offer to engage in the relationship.

85. Provide all Documents and Communications Relating to and otherwise memorializing the terms of Defendant Reeves' working relationship with You and/or Corporate Defendant at the beginning of the working relationship Regarding each of the following:

- a. job description;
- b. general job duties;
- c. daily responsibilities and tasks;
- d. scope of work;
- e. performance expectations;
- f. employee/contractor handbook;
- g. working hours;
- h. timekeeping policies and procedures;
- i. work location;
- j. equipment and software provided for job tasks (if any);
- k. access authorization to Corporate Defendant's network software applications, soft switch(es), and other information technology infrastructure;
- l. availability of support or technical staff for job tasks;

- m. provision of benefits, including retirement or pension plans, health, vision, dental, disability and/or life insurance plans or premium reimbursements offered or provided;
- n. time limitations on the duration of business relationship;
- o. compensation structure and method of payment of compensation (including commission structure and/or eligibility for overtime compensation, if/where applicable);
- p. scope of authority to act on behalf of Corporate Defendant; and
- q. any written agreement(s) Relating to the enumeration of terms and services Defendant Reeves would and did provide for the duration of the business relationship.

86. Provide all Documents and Communications Relating to changes in the terms of Defendant Reeves' working relationship with You and/or Corporate Defendant as described in Request No. 85.

87. Provide all Documents and Communications Relating to Defendant Reeves' records memorializing her working relationship with You and/or Corporate Defendant as to the following:

- a. timekeeping records;
- b. personnel file records; and
- c. performance reviews.

88. Provide all Documents and Communications Relating to Defendants' assertion that any Plaintiff obtained evidence "illegally and/or through improper means." (ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18)

89. Provide all Documents and Communications Relating to Defendants' assertion that Plaintiffs' Complaint contains allegations that are either unsupported, misleading, or demonstrably false. (ECF No. 46-2 at p. 8)

90. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies and procedures to implement the STIR/SHAKEN attestation requirement to verify that Corporate Defendant's Non-Provider Customers are authorized to use the calling numbers that are passed to Corporate Defendant's network.

91. Provide all Documents You drafted or assisted in drafting which Relate to any policies or procedures implemented or considered for implementation by Corporate Defendant, and all Communications Regarding the same.

92. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and any agent, employee, independent contractor or other representative of an Upstream Provider or Non-Provider Customer Relating to any agreement with the Upstream Provider or Non-Provider Customer.

93. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and any agent, employee, independent contractor or other representative of an Upstream Provider or Non-Provider Customer

Relating to the content, quality, or volume of call traffic Transmitted by the Upstream Provider or Non-Provider Customer to Corporate Defendant's network.

94. Provide all Communications involving You, Corporate Defendant, and/or the other Individual Defendant as senders or recipients, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with Downstream Providers Relating to (1) Tracebacks, (2) Robocall complaints, or (3) any call traffic Transmitted by Corporate Defendant's network to a Downstream Provider.

95. Provide all Communications involving You, Corporate Defendant, and/or the other Individual Defendant as senders or recipients, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with Upstream Providers or Non-Provider Customers Relating to (1) Tracebacks, (2) Robocall complaints, or (3) any call traffic Transmitted from an Upstream Provider or Non-Provider Customer onto Corporate Defendant's network.

96. Provide all Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and any regulatory or enforcement agency Relating to call traffic Transmitted by Corporate Defendant's network.

97. Provide Documents and Communications Relating to the creation of Makohoh LLC, Brewery LLC, and any other corporate forms created after the commencement of the instant litigation.

98. Provide Documents and Communications Relating to the creation of, and transfer of Your assets to, the Makohoh Management Trust, Brewery Management Trust, and any other trusts created after the commencement of the instant litigation.

99. Provide Documents Relating to Your cryptocurrency accounts to which or from which any assets of the Corporate Defendant were transferred.

100. Provide all Documents Relating to any account in which You have an interest at any financial institution.

101. Provide any Documents and Communications Relating to Your participation in Corporate Defendant's members' or directors' meetings, including minutes and/or other summaries of those meetings.

102. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant as senders or recipients, Regarding call capacity requirements, troubleshooting product performance, and transmitting pricing updates for Upstream Providers or Non-Provider Customers.

103. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and any Upstream Customers about changes to the point of contact or entity name changes for any customer accounts, including but not limited to Virtual Telecom KFT, Mobi Telecom, JSquared Telecom, Rising Eagle, and Great Choice Telecom LLC.

104. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of

Communications, between You and any Upstream Customers about changes to the account history log, including but not limited to Virtual Telecom KFT, Mobi Telecom, JSquared Telecom, Rising Eagle, and Great Choice Telecom LLC.

105. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and John Spiller, Jakob Mears, JSquared Telecom, Rising Eagle, Rising Eagle Cayman, Great Choice Telecom LLC, and/or Mikel Quinn.

106. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and Peerless Network Related to a credit reference request You offered on behalf of any Upstream Customer, including but not limited to John Spiller, JSquared Telecom, Rising Eagle, Rising Eagle Cayman, Great Choice Telecom LLC, and/or Mikel Quinn.

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RESPECTFULLY SUBMITTED this 6th day of March 2025.

FOR THE STATE OF ARIZONA:

KRISTIN K. MAYES
Attorney General for the State of Arizona

/s/ Alyse Meislik
ALYSE MEISLIK
DYLAN JONES
LAURA DILWEG
SARAH PELTON
Assistant Attorneys General
Attorneys for the State of Arizona

FOR THE STATE OF NORTH CAROLINA:

JEFF JACKSON
Attorney General for the State of North Carolina

/s/ Tracy Nayer
TRACY NAYER
ROCHELLE SPARKO
Special Deputy Attorneys General
Attorneys for the State of North Carolina

FOR THE STATE OF INDIANA:

TODD ROKITA
Attorney General for the State of Indiana

/s/ Douglas S. Swetnam
DOUGLAS S. SWETNAM
THOMAS L. MARTINDALE
Deputy Attorneys General
Attorneys for the State of Indiana

FOR THE STATE OF OHIO:

DAVE YOST
Attorney General for the State of Ohio

/s/ Erin B. Leahy
ERIN B. LEAHY
Senior Assistant Attorney General
Attorney for the State of Ohio

Lead Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on March 6, 2025, I served the foregoing PLAINTIFFS' FIRST RULE 34 REQUESTS FOR PRODUCTION TO MICHAEL D. LANSKY upon Defendants by electronically mailing a copy of the same to their counsel of record as follows:

Neil S. Ende
Technology Law Group, LLC
nende@tlgdc.com

Greg Taylor
(*Pro Hac Vice forthcoming*)
Technology Law Group, LLC
gtaylor@tlgdc.com

/s/ Thomas L. Martindale
Thomas L. Martindale

LIST OF PLAINTIFFS' COUNSEL

Alyse Meislik (AZ No. 024052)
Dylan Jones (AZ Bar No. 034185)
Laura Dilweg (AZ No. 036066)
Sarah Pelton (AZ Bar No. 039633)
Assistant Attorneys General
Arizona Attorney General's Office
2005 North Central Avenue
Phoenix, AZ 85004
Phone: (602) 542-3725
Fax: (602) 542-4377
consumer@azag.gov
alyse.meislik@azag.gov
dylan.jones@azag.gov
laura.dilweg@azag.gov
sarah.pelton@azag.gov
Attorneys for Plaintiff State of Arizona

Douglas S. Swetnam (IN Bar No. 15860-49)
Thomas L. Martindale (IN Bar No. 29706-64)
Deputy Attorneys General
Office of the Indiana Attorney General
Todd Rokita
Indiana Govt. Center South, 5th Fl.
302 W. Washington St.
Indianapolis, IN 46204-2770
Phone: (317) 232-6294 (Swetnam)
(317) 232-7751 (Martindale)
Fax: (317) 232-7979
douglas.swetnam@atg.in.gov
thomas.martindale@atg.in.gov
Attorneys for Plaintiff State of Indiana

Tracy Nayer (NC Bar No. 36964)
Rochelle Sparko (NC Bar No. 38528)
Special Deputy Attorneys General
North Carolina Department of Justice
Consumer Protection Division
P.O. Box 629
Raleigh, North Carolina 27602
Phone: (919) 716-6000
Fax: (919) 716-6050
tnayer@ncdoj.gov
rsparko@ncdoj.gov
Attorneys for Plaintiff State of North Carolina

Erin B. Leahy (OH Bar No. 0069509)
Senior Assistant Attorney General
Office of Attorney General Dave Yost
30 East Broad Street, 14th Fl.
Columbus, OH 43215
Phone: (614) 752-4730
Fax: (866) 768-2648
Erin.Leahy@OhioAGO.gov
Attorney for Plaintiff State of Ohio

Lead Counsel for Plaintiffs

Lindsay D. Barton (AL Bar No. 1165-G00N)
Robert D. Tambling (AL Bar No. 6026-N67R)
Assistant Attorneys General
Office of the Alabama Attorney General
501 Washington Avenue
Montgomery, Alabama 36130
Phone: (334) 353-2609 (Barton)
(334) 242-7445 (Tambling)
Fax: (334) 353-8400
Lindsay.Barton@AlabamaAG.gov
Robert.Tambling@AlabamaAG.gov
Attorneys for Plaintiff State of Alabama

Amanda Wentz (AR Bar No. 2021066)
Assistant Attorney General
Office of Attorney General Tim Griffin
323 Center St., Ste. 200
Little Rock, AR 72201
Phone: (501) 682-1178
Fax: (501) 682-8118
Amanda.wentz@arkansasag.gov
Attorney for Plaintiff State of Arkansas

Nicklas A. Akers (CA Bar No. 211222)
Senior Assistant Attorney General
Bernard A. Eskandari (CA Bar No. 244395)
Supervising Deputy Attorney General
Timothy D. Lundgren (CA Bar No. 254596)
Rosailda Perez (CA Bar No. 284646)
Michelle Burkart (CA Bar No. 234121)
Deputy Attorneys General
Office of the California Attorney General
300 S. Spring St., Suite 1702
Los Angeles, CA 90013
Phone: (415) 510-3364 (Akers)
(213) 269-6348 (Eskandari)
(213) 269-6355 (Lundgren)
(213) 269-6612 (Perez)
(213) 269-6357 (Burkart)
Fax: (916) 731-2146
nicklas.akers@doj.ca.gov
bernard.eskandari@doj.ca.gov
timothy.lundgren@doj.ca.gov
rosailda.perez@doj.ca.gov
michelle.burkart@doj.ca.gov
Attorneys for Plaintiff People of the State of California

Michel Singer Nelson (CO Bar No. 19779)
Assistant Attorney General II
Colorado Office of the Attorney General
Ralph L. Carr Judicial Building
1300 Broadway, 10th Floor
Denver, CO 80203
Phone: (720) 508-6220
michel.singernelson@coag.gov
*Attorney for Plaintiff State of Colorado,
ex rel. Philip J. Weiser, Attorney General*

Brendan T. Flynn (Fed. Bar No. ct04545,
CT Bar No. 419935)
Assistant Attorney General
Office of the Connecticut Attorney
General William Tong
165 Capitol Avenue, Suite 4000
Hartford, CT 06106
Phone: (860) 808-5400
Fax: (860) 808-5593
<mailto:brendan.flynn@ct.gov>
*Attorney for Plaintiff State of
Connecticut*

Ryan Costa (DE Bar No. 5325)
Deputy Attorney General
Delaware Department of Justice
820 N. French Street, 5th Floor
Wilmington, DE 19801
Phone: (302) 683-8811
Fax: (302) 577-6499
Ryan.costa@delaware.gov
Attorney for Plaintiff State of Delaware

Adam Teitelbaum (DC Bar No.
1015715)
Director, Office of Consumer Protection
Assistant Attorney General
D.C. Office of the Attorney General
Office of Consumer Protection
400 6th Street NW, 10th Floor
Washington, DC 20001
Phone: (202) 741-0764
Adam.Teitelbaum@dc.gov
*Attorney for Plaintiff District of
Columbia*

Patrick Crotty (FL Bar No. 108541)
Special Counsel, Asst. Attorney General
Miles Vaughn (FL Bar No. 1032235)
Assistant Attorney General
Office of the Florida Attorney General
Consumer Protection Division
3507 E. Frontage Rd, Suite 325
Tampa, FL 33607
Phone: (813) 287-7950
Fax: (813) 281-5515
patrick.crotty@myfloridalegal.com
miles.vaughn@myfloridalegal.com
*Attorneys for Plaintiff Ashley Moody,
Attorney General of the State of Florida*

David A. Zisook (GA Bar No. 310104)
Senior Assistant Attorney General
Office of the Attorney General of the
State of Georgia
2 Martin Luther King Jr. Drive, SE, Ste.
356
Atlanta, GA 30334
Phone: (404) 458-4294
Fax: (404) 464-8212
dzisook@law.ga.gov
Attorney for Plaintiff State of Georgia

Christopher J.I. Leong (HI Bar No.
9662)
Deputy Attorney General
Hawaii Department of the Attorney
General
425 Queen Street
Honolulu, HI 96813
Phone: (808) 586-1180
Fax: (808) 586-1205
christopher.ji.leong@hawaii.gov
Attorney for Plaintiff State of Hawaii

James J. Simeri (ID Bar No. 12332)
(*Pro Hac Vice motion forthcoming*)
Consumer Protection Division Chief
Idaho Attorney General's Office
P.O. Box 83720
Boise, ID 83720-0010
Phone: (208) 334-4114
james.simeri@ag.idaho.gov
Attorney for Plaintiff State of Idaho

Philip Heimlich (IL Bar No. 6286375)
Assistant Attorney General
Elizabeth Blackston (IL Bar No.
6228859)
Consumer Fraud Bureau Chief
Office of the Illinois Attorney General
500 S. Second Street
Springfield, IL 62791
Phone: (217) 782-4436
philip.heimlich@ilag.gov
elizabeth.blackston@ilag.gov
*Attorneys for Plaintiff People of the State
of Illinois*

Benjamin Bellus (IA Bar No.
AT0000688)
William Pearson (IA Bar No.
AT0012070)
Assistant Attorneys General
Office of the Iowa Attorney General
1305 E. Walnut St.
Des Moines, IA 50319
Phone: (515) 242-6536 (Bellus)
(515) 242-6773 (Pearson)
Fax: (515) 281-6771
Benjamin.Bellus@ag.iowa.gov
William.Pearson@ag.iowa.gov
Attorneys for Plaintiff State of Iowa

Nicholas C. Smith (KS Bar No. 29742)
Sarah M. Dietz (KS Bar No. 27457)
Assistant Attorneys General
Consumer Protection Section
Office of the Kansas Attorney General
120 SW 10th Avenue, 2nd Floor
Topeka, KS 66612
Phone: (785) 296-3751
Fax: (785) 291-3699
Nicholas.Smith@ag.ks.gov
sarah.dietz@ag.ks.gov
Attorneys for Plaintiff State of Kansas

Jacob P. Ford (KY Bar No. 95546)
Assistant Attorney General
Office of the Attorney General,
Commonwealth of Kentucky
1024 Capital Center Drive, Ste. 200
Frankfort, KY 40601
Phone: (502) 871-2044
jacobp.ford@ky.gov
*Attorney for Plaintiff Commonwealth of
Kentucky*

ZaTabia N. Williams (LA Bar No.
36933)
Assistant Attorney General
Office of the Attorney General Liz
Murrill
1885 North Third St.
Baton Rouge, LA 70802
Phone: (225) 326-6164
Fax: (225) 326-6499
WilliamsZ@ag.louisiana.gov
Attorney for Plaintiff State of Louisiana

Brendan O'Neil (ME Bar No. 009900)
Assistant Attorney General
Office of the Maine Attorney General
6 State House Station
Augusta, ME 04333
Phone: (207) 626-8800
Fax: (207) 624-7730
brendan.oneil@maine.gov
Attorney for Plaintiff State of Maine

Philip Ziperman (Fed. Bar No. 12430)
Deputy Counsel
Office of the Attorney General
200 St. Paul Place
Baltimore, MD 21202
Phone: (410) 576-6417
Fax: (410) 576-6566
pziperman@oag.state.md.us
*Attorney for Plaintiff Maryland Office of
the Attorney General*

Carol Guerrero (MA Bar No. 705419)
Assistant Attorney General
Massachusetts Office of the Attorney
General
One Ashburton Place, 18th Floor
Boston, MA 02108
Phone: (617) 963-2783
Fax: (617) 727-5765
<mailto:Carol.Guerrero@mass.gov>
*Attorney for Plaintiff Commonwealth of
Massachusetts*

Kathy P. Fitzgerald (MI Bar No.
P31454)
Michael S. Hill (MI Bar No. P73084)
Assistant Attorneys General
Michigan Department of Attorney
General
Corporate Oversight Division
P.O. Box 30736
Lansing, MI 48909
Phone: (517) 335-7632
Fax: (517) 335-6755
fitzgeraldk@michigan.gov
Hillm19@michigan.gov
*Attorneys for Plaintiff People of the
State of Michigan*

Bennett Hartz (MN Bar No. 0393136)
Assistant Attorney General
Office of the Minnesota Attorney
General
445 Minnesota Street, Suite 1200
Saint Paul, MN 55404
Phone: (651) 757-1235
bennett.hartz@ag.state.mn.us
*Attorney for Plaintiff State of Minnesota,
by its Attorney General, Keith Ellison*

James M. Rankin (MS Bar No. 102332)
Jessica D. Jasper (MS Bar No. 106305)
(*Pro Hac Vice motion forthcoming*)
Special Assistant Attorneys General
Mississippi Attorney General's Office
P.O. Box 220
Jackson, MS 39205
Phone: (601) 359-4258 (Rankin)
(601) 359-3800 (Jasper)
james.rankin@ago.ms.gov
jessica.jasper@ago.ms.gov
*Attorneys for Plaintiff Lynn Fitch,
Attorney General State of Mississippi*

Michael Schwalbert (MO Bar No. 63299)
Assistant Attorney General
Office of the Missouri Attorney General
815 Olive Street, Suite 200
St. Louis, MO 63101
Phone: (314) 340-6816
Fax: (314) 340-7891
michael.schwalbert@ago.mo.gov
*Attorney for Plaintiff State of Missouri,
ex. rel. Andrew Bailey, Attorney General*

Anna Schneider (MT Bar No. 13963)
Special Assistant Attorney General,
Senior Counsel
Andrew Butler (MT Bar No. 53936812)
Assistant Attorney General
Montana Attorney General's Office
Office of Consumer Protection
555 Fuller Avenue
Helena, MT 59601
Phone: (406) 444-4500
Anna.schneider@mt.gov
Andrew.butler@mt.gov
Attorneys for Plaintiff State of Montana

Gary E. Brollier (NE Bar No. 19785)
Assistant Attorney General
Office of the Attorney General Michael
T. Hilgers
2115 State Capitol Building
Consumer Protection Division
Lincoln, NE 68509
Phone: (402) 471-1279
Fax: (402) 471-4725
gary.brollier@nebraska.gov
Attorney for Plaintiff State of Nebraska

Michelle C. Badorine (NV Bar No. 13206)
Senior Deputy Attorney General
Office of the Nevada Attorney General
Bureau of Consumer Protection
100 North Carson Street
Carson City, NV 89701-4717
Phone: (775) 684-1164
Fax: (775) 684-1299
MBadorine@ag.nv.gov
Attorney for Plaintiff State of Nevada

Mary F. Stewart (NH Bar No. 10067)
Assistant Attorney General
New Hampshire Department of Justice
Office of the Attorney General
Consumer Protection and Antitrust
Bureau
33 Capitol St.
Concord, NH 03301-6397
Phone: (603) 271-1139
Fax: (603) 271-2110
Mary.F.Stewart@doj.nh.gov
*Attorney for Plaintiff State of New
Hampshire*

Deepta Janardhan (NJ Bar No. 309022020)
Jeffrey Koziar (NJ Bar No. 015131999)
Deputy Attorneys General
New Jersey Office of the Attorney
General
Division of Law
124 Halsey Street
Newark, NJ 07101
Phone: (973) 648-7819
Fax: (973) 648-4887
Deepta.Janardhan@law.njoag.gov
Jeff.koziar@law.njoag.gov
*Attorneys for Plaintiff State of New
Jersey*

Julie Sakura (NM Bar No. 19253)
Assistant Attorney General
State of New Mexico Department of
Justice
408 Galisteo St.
Santa Fe, New Mexico 87501
Phone: (505) 859-8074
Fax: (505) 490-4883
jsakura@nmdoj.gov
*Attorney for Plaintiff Raúl Torrez, New
Mexico Attorney General*

Glenna Goldis (NY Bar No. 4868600)
Assistant Attorney General
Office of the New York State Attorney
General
28 Liberty Street
New York, NY 10005
Phone: (646) 856-3697
Glenna.goldis@ag.ny.gov
*Attorney for Plaintiff Office of the
Attorney General of the State of New
York*

Elin S. Alm (ND Bar No. 05924)
Christopher Glenn Lindblad (ND Bar
No. 06480)
Assistant Attorneys General
Office of North Dakota Attorney General
Consumer Protection & Antitrust
Division
1720 Burlington Drive, Suite C
Bismarck, ND 58504-7736
Phone: (701) 328-5570
Fax: (701) 328-5568
mailto:ealm@nd.gov
clindblad@nd.gov
*Attorneys for Plaintiff State of North
Dakota*

Robert J. Carlson (OK Bar No. 19312)
Assistant Attorney General
Office of the Oklahoma Attorney
General
313 N.E. 21st St.
Oklahoma City, OK 73105
Phone: (918) 581-2384
Fax: (405) 522-0085
Robert.Carlson@oag.ok.gov
*Attorney for Plaintiff State of Oklahoma
ex rel. Attorney General Gentner
Drummond*

Jordan M. Roberts (OR Bar No. 115010)
Senior Assistant Attorney General
Oregon Department of Justice
Consumer Protection Division
100 SW Market St.
Portland, OR 97201
Phone: (971) 673-1880
Fax: (971) 673-1884
jordan.m.roberts@doj.state.or.us
Attorney for Plaintiff State of Oregon

Mark W Wolfe (PA Bar No. 327807)
Deputy Attorney General
Pennsylvania Office of Attorney General
Strawberry Square, 15th Floor
Harrisburg, PA 17120-0001
Phone: (717) 772-3558
Fax: (717) 705-3795
mwolfe@attorneygeneral.gov
*Attorney for Plaintiff Commonwealth of
Pennsylvania by Attorney General David
W. Sunday, Jr.*

Stephen N. Provazza (RI Bar No. 10435)
Special Assistant Attorney General
Rhode Island Office of the Attorney
General
150 S. Main Street
Providence, RI 02903
Phone: (401) 274-4400, ext. 2476
Fax: (401) 222-1766
sprovazza@riag.ri.gov
*Attorney for Plaintiff State of Rhode
Island, by Attorney General Peter
Neronha*

Kristin Simons (SC Bar No. 74004)
Senior Assistant Attorney General
Danielle Robertson (SC Bar No. 105846)
Assistant Attorney General
South Carolina Attorney General's
Office
P.O. Box 11549
Columbia, SC 29211-1549
Phone: (803) 734-6134 (Simons)
(803) 734-8044 (Robertson)
mailto:ksimons@scag.gov
danirobertson@scag.gov
*Attorneys for Plaintiff State of South
Carolina*

Austin C. Ostiguy (TN Bar No. 040301)
Tyler T. Corcoran (TN Bar No. 038887)
Assistant Attorneys General
Office of the Tennessee Attorney
General
P.O. Box 20207
Nashville, TN 37202
Phone: (615) 532-7271 (Ostiguy)
(615) 770-1714 (Corcoran)
Fax: (615) 532-2910
austin.ostiguy@ag.tn.gov
tyler.corcoran@ag.tn.gov
Attorneys for Plaintiff State of Tennessee

David Shatto (Fed. Bar No. 3725697; TX
Bar No. 24104114)
Assistant Attorney General
Attorney General for the State of Texas
Office of the Attorney General
P.O. Box 12548 (MC-010)
Austin, TX 78711
Phone: (512) 463-2185
Fax: (512) 473-9125
David.Shatto@oag.texas.gov
Attorney for Plaintiff State of Texas

Kevin McLean (UT Bar No. 16101)
Assistant Attorney General
Utah Attorney General's Office
160 East 300 South, 5th Floor
P.O. Box 140872
Salt Lake City, UT 84114-0872
Phone: (801) 366-0310
Fax: (801) 366-0315
kmclean@agutah.gov
*Attorney for Plaintiff Utah Division of
Consumer Protection*

James Layman (VT Bar No. 5236)
Office of the Vermont Attorney General
109 State Street
Montpelier, VT 05609-1001
Phone: (802) 828-2315
Fax: (802) 304-1014
James.Layman@vermont.gov
Attorney for Plaintiff State of Vermont

Geoffrey L. Ward (VA Bar No. 89818)
Senior Assistant Attorney General
Office of the Attorney General of
Virginia
202 N. Ninth St.
Richmond, VA 23219
Phone: (804) 371-0871
Fax: (804) 786-0122
gward@oag.state.va.us
*Attorney for Plaintiff Commonwealth of
Virginia, ex rel. Jason S. Miyares,
Attorney General*

Alexandra Kory (WA Bar No. 49889)
Mina Shahin (WA Bar No. 46661)
Assistant Attorneys General
Washington State Attorney General's
Office
800 Fifth Avenue, Suite 2000
Seattle, WA 98104
Phone: (206) 516-2997 (Kory)
(206) 326-5485 (Shahin)
Fax: (206) 464-6451
Alexandra.Kory@atg.wa.gov
Mina.Shahin@atg.wa.gov
*Attorneys for Plaintiff State of
Washington*

Ashley T. Wentz (WV Bar No. 13486)
Assistant Attorney General
West Virginia Attorney General's Office
Consumer Protection/Antitrust Division
P.O. Box 1789
Charleston, WV 25326
Phone: (304) 558-8986
Fax: (304) 558-0184
Ashley.T.Wentz@wvago.gov
*Attorney for Plaintiff State of West
Virginia ex rel. Patrick Morrissey,
Attorney General*

Gregory A. Myszkowski (WI Bar No.
1050022)
Assistant Attorney General
Wisconsin Department of Justice
P.O. Box 7857
Madison, WI 53707-7857
Phone: (608) 266-7656
Fax: (608) 294-2907
myszkowskiga@doj.state.wi.us
Attorney for Plaintiff State of Wisconsin

Cameron W. Geeting (WY Bar No.
7-5338)
Senior Assistant Attorney General
Consumer Protection and Antitrust Unit
Wyoming Office of the Attorney General
2320 Capitol Avenue
Cheyenne, Wyoming 82002
Phone: (307) 777-3795
cameron.geeting1@wyo.gov
Attorney for Plaintiff State of Wyoming

Exhibit C

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

State of Arizona, *ex rel.* Kristin K. Mayes,
Attorney General; et al.,

Plaintiffs,

v.

Michael D. Lansky, L.L.C., dba Avid
Telecom, et al.,

Defendants.

No. 4:23-CV-00233-TUC-CKJ

**PLAINTIFFS' FIRST RULE 34 REQUESTS FOR PRODUCTION TO
STACEY S. REEVES**

Pursuant to Federal Rules of Civil Procedure 26 and 34, Plaintiffs, by and through the undersigned attorneys, hereby submit their First Rule 34 Requests for Production ("Requests") to Defendant Stacey S. Reeves. Please produce the following documents within thirty (30) days.

DEFINITIONS

As used herein, the following words shall have the following meanings:

1. Use of singular shall be deemed to include the plural. As used herein, the terms "and" and "or," "any" and "all," and "each" and "every" shall be interpreted liberally, as conjunctive, disjunctive, or both depending on the context, to achieve the fullest disclosure of information.

2. “Communication” or “communications” means any act, action, oral speech, written correspondence, contact, expression of words, thoughts, or ideas, or transmission or exchange of data or other information to another Person, whether orally, Person to Person, in a group, by telephone, letter, personal delivery, intercom, fax, e-mail, text message, voicemail, audio recording, video recording, social media, or any other process, electric, electronic or otherwise in any medium. All such communications in writing shall include, without limitation, printed, typed, handwritten, or other readable Documents.

3. “Defendants” means the Corporate Defendant and Individual Defendants, individually, collectively or in any combination.

- a. “Corporate Defendant” means Michael D. Lansky, L.L.C., dba Avid Telecom its members, agents, independent contractors, associates, employees, affiliates, supervisors, representatives and/or any other Person entitled to act or purporting to act on the Corporate Defendant’s behalf, which includes, but is not limited to any trade names, fictitious names, or “doing business as” names, and its successors and assigns. The term also includes present and former owners, officers, directors, employees, independent contractors, agents, representatives, attorneys, and all Persons working for or acting on behalf of the foregoing.
- b. “Individual Defendants” means Michael D. Lansky and Stacey S. Reeves collectively.
- c. “Defendant Lansky” means Michael D. Lansky individually.

d. “Defendant Reeves” means Stacey S. Reeves individually.

4. “Direct Inward Dial” or “DID” means any telephone number that conforms to the North American Numbering Plan and can be used to Transmit inbound or outbound voice calls.

5. “Do Not Call Complaints” means a complaint or inquiry from any source that references an unwanted call(s) or a pattern of calling made to telephone number(s) listed on the National Do Not Call Registry maintained by the FTC or a comparable Do Not Call list maintained pursuant to a state law.

6. “Document” or “documents” as used herein includes all paper records and all electronically stored information, including the original and any non-identical copy (whether different from the original because of notations on such copy or otherwise, and including all draft versions of the original), of any written, recorded, or graphic matter, however produced or reproduced, including, but not limited to, all correspondence, Communications, web pages, social media communications, photographs, contracts (including drafts, proposals, and any and all exhibits thereto), drafts, minutes and agendas, memoranda (including inter- and intra-office memoranda, memoranda for file, pencil jottings, diary entries, desk calendar entries, reported recollections, and any other written form of notation of events or intentions), transcripts and recordings of conversations and telephone calls, audio and video media files, books of account, ledgers, publications, professional journals, invoices, financial statements, purchase orders, receipts, canceled checks, machine generated records of events, and all other paper or electronic documentary material of any nature whatsoever, together with any attachments thereto or enclosures

therewith. The term also includes information stored in, or accessible through, computer or other information retrieval systems, together with instructions and all other materials necessary to use or interpret such data complications.

7. “Downstream Provider” means any voice service provider to which an Upstream Provider directly Transmits voice call traffic. A Downstream Provider may also be a point of entry provider onto the U.S. telephone network, or an intermediate or transit provider. A voice service provider’s classification as a Downstream Provider may change on a per call basis.

8. “FCC” means the Federal Communications Commission.

9. “FTC” means the Federal Trade Commission.

10. “Location Routing Number” or “LRN” means an identification for a telephone switch for the purpose of routing telephone calls through the public switched telephone network in the United States.

11. “Non-Provider Customer” means any of the Corporate Defendant’s voice customers that do not have a valid FCC Registration Number or do not have a valid Form 499 number and it does not provide either Voice over Internet Protocol (“VoIP”) or a telecommunication service as those services are defined in the Communications Act, 47 U.S.C. § 153.

12. “Person” means any individual, group, organization, unincorporated association, limited or general partnership, corporation, subsidiary, affiliate, or other legal entity. This includes any entity that holds itself out and conducts business as a legally

formed entity but has failed to comply with all applicable state laws to form a legally recognized entity in the jurisdiction in which it conducts its business.

13. “Regarding,” “Relating to,” “Relate,” “Related” and any derivation of these words mean consisting of, referring to, reflecting, supporting, evidencing, prepared in connection with, used in preparation for, underlying, or being in any way legally, logically, or factually connected to the matter discussed, whether in whole or in part, directly or indirectly.

14. “Relevant Period” means the period starting five years prior to the date the initial Complaint in this action was filed through the present. All Requests pertain to the Relevant Period unless otherwise stated.

15. “SIP Response Code” means a three-digit integer response code that details the status of a request to establish a telephone connection.

16. “Robocall” means a voice call that delivers an artificial or prerecorded voice message, in whole or in part, including, without limitation, a voice call that utilizes soundboard technology and/or ringless voicemail messages, whether acting directly or through an intermediary. Robocall can also include calls that introduce an advertisement or constitute telemarketing, and are meant to be synonymous with non-conversational call traffic, including calls lasting less than one minute.

17. “Spoof” or “Spoofing” means causing or causing to be Transmitted misleading or inaccurate caller identification information that disguises the caller’s true identity.

18. “STIR/SHAKEN” or “STIR/SHAKEN authentication framework” means the secure telephone identity revisited and signature-based handling of asserted information using tokens standards. *See* 47 U.S.C. § 227b.

19. “Supported Data Format” means Microsoft Excel 2016 spreadsheet files or prior *.xlsx or *.xls files, Microsoft Access 2016 database files or prior *.accdb or *.mdb files, and ASCII delimited, comma- or tab-separated format text files with field names as the first record.

20. “Suspicious Call Traffic” means a pattern of voice calls that: (1) transit one or more voice service provider networks and (2) have characteristics associated with abusive, unlawful, or fraudulent practices (including, but not limited to, lack of header information, volumetric anomalies, calling or called party information modification, complaints received from called parties, law enforcement, third-party aggregators, or call transcripts). *See* USTelecom, *Industry Traceback Group Policies and Procedures*, at 5 (last revised April 2022), available at <https://tracebacks.org/wp-content/uploads/2022/04/ITG-Policies-and-Procedures-Updated-Apr-2022.pdf>.

21. “Traceback” or “traceback” means any effort to trace back the origin of a call or calls, including, but not limited to, a request from the industry traceback consortium as defined in 47 C.F.R. § 64.6300(f), another voice service provider in the call path, the FCC, or a civil or criminal law enforcement agency.

22. “Transmit” or “Transmitted” means to accept, initiate, send, transit, route, make, and/or complete calls.

23. “Upstream Customers” means each of the following:
- a. Airespring;
 - b. AllClear Connect;
 - c. Autelecom LLC;
 - d. BestiumPro;
 - e. Connexum LLC;
 - f. DID Central;
 - g. Digital Media Solutions and any subsidiaries or affiliates;
 - h. Great Choice Telecom LLC;
 - i. Great Lakes Communication;
 - j. Icon Global Services;
 - k. JSquared / RPG / Rising Eagle;
 - l. Virtual Telecom/Mobi Telecom LLC;
 - m. Modok Telecom;
 - n. NGL Communications LLC;
 - o. Red Telecom LLC;
 - p. StrategicIT;
 - q. TCA VoIP;
 - r. Telcast Network / Voovertel;
 - s. Telesero / Fiducia;
 - t. Tellza / Phonetime / Matchcom;
 - u. Third Rock Telecom;

- v. TouchTone;
- w. Trixcom / Vibtree Technologies, LLC;
- x. Urth Access, LLC;
- y. VOIP Terminator / BL Marketing;
- z. Yodel Technologies / Yodel Voice;
- aa. Any provider whose principal place of business is outside of the United States, or who is incorporated in Wyoming;
- bb. Any entity who has Transmitted a call to Corporate Defendant's network where the calling telephone number was 911; and
- cc. Any entity who has Transmitted a call to Corporate Defendant's network that was the subject of a Traceback.

24. "Upstream Provider" means any voice service provider, whether U.S. -based or physically located and/or registered as a business outside of the United States in a foreign jurisdiction, from which a Downstream Provider directly accepts voice call traffic. An Upstream Provider may also be a point of entry provider onto the U.S. telephone network. A voice service provider's classification as an Upstream Provider may change on a per-call basis.

25. "You" or "Your" refers to Defendant Michael D. Lansky.

REQUESTS FOR PRODUCTION

1. Provide all Documents reflecting and Communications Regarding the terms of all contracts, agreements, and other business relationships between You and Corporate Defendant.

2. Provide Documents and Communications Regarding all invoices, bills, payment records or other Documents Relating to requests for payment or otherwise Regarding payment between You and Corporate Defendant's Upstream Customers.

3. Provide all Documents and Communications Regarding any soft switches or other services Corporate Defendant uses or used to Transmit calls, including but not limited to contracts, terms of use, user guides, and technical manuals.

4. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to Your or the Corporate Defendant's compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), and HH (§§64.6300 to 6308)) and all other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

5. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to the training of Your or Corporate Defendant's officers, employees, independent contractors,

partners, agents, parents, controlled subsidiaries, affiliates, assigns, representatives, and all Persons acting on You or Corporate Defendant's behalf to instruct them about compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), and HH (§§64.6300 to 6308)), and all other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

6. Provide all Communications or Documents Relating to Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communication that Relate to compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), HH (§§64.6300 to 6308)), or any other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

7. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to screening, onboarding, and Know Your Customer due diligence review for Non-Provider Customers and Upstream Providers for which Corporate Defendant was the Downstream

Provider, including specifications provided to any third parties used to help conduct Your review or Corporate Defendant's review.

8. Provide all Documents and Communications Regarding actions You took to verify or confirm the credibility, authenticity, or truthfulness of the following Documents provided by each Upstream Customer prior to or at the time the Upstream Customer was onboarded and before the Upstream Customer was activated on Corporate Defendant's network:

- a. FCC 499 Filer ID;
- b. FCC Registration Number ("FRN");
- c. Trade references from respected sources;
- d. A STIR/SHAKEN compliance plan;
- e. Bank references;
- f. State of incorporation;
- g. Federal tax ID;
- h. A description of kind(s) of traffic that they will deliver;
- i. Company's responsible parties;
- j. Any signed Master Service Agreement (MSA) with Avid Telecom;
- k. Proof of federal Universal Service Fund ("FUSF") compliance for the current year; and
- l. Robocall Mitigation Plan filed in the Robocall Mitigation Database maintained by the FCC.

9. Provide all Documents and Communications Regarding actions You took to verify or confirm the credibility, authenticity, or truthfulness of the Documents described in Request No. 8 that were provided after the Upstream Customer was activated on Corporate Defendant's network.

10. Provide all Documents and Communications Relating to the activation and/or termination of the automated processes that You or Corporate Defendant had in place to block calls prior to hitting the routing engine in Your or Corporate Defendant's switch, as described in ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18.

11. Provide all Documents and Communications Relating to the implementation of automated processes that You or Corporate Defendant had in place to block calls prior to hitting the routing engine in Corporate Defendant's switch, as described in ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18, including the following processes:

- a. blocking calls with an invalid caller ID;
- b. blocking calls with matching originating and terminating numbers;
- c. blocking "Neighborhood Spoofing" calls (i.e., calls with the same "NPA/NXX");
- d. blocking calls from blacklisted media IP's (i.e., media IP's that are known to have been used for scams, such as government and corporate impersonation.);
- e. blocking calls from phone numbers that are known to be used for Spoofing;

- f. blocking ANIs on a real time basis that produce less than 5% ASR, 5 second or less ACD, and any number with greater than 60% short duration calls (calls of 6 seconds or less);
- g. blocking calls from wireless ANIs unless the customer is a wireless carrier;
- h. blocking calls that have been labeled as “almost certainly” spam by YouMail; and
- i. blocking calls that are labeled as “scam” by YouMail.

12. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant’s written policies, practices, or procedures Relating to blocking any calls that are not STIR/SHAKEN compliant. (*See* ECF Nos. 46-1 at 17, 46-2 at 17, 47-1 at 41, 48-2 at 17, 49-1 at 41)

13. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant’s written policies, practices, or procedures Relating to blocking any calls from originating numbers on the SOMOS Do Not Originate list. (*See* ECF Nos. 46-1 at 17, 46-2 at 17, 47-1 at 41, 48-2 at 17, 49-1 at 41)

14. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant’s written policies, practices, or procedures Relating to terminating Upstream or Downstream Providers where a provider has received “a material number of traceback ‘tickets,’” as described by Defendants in ECF Nos. 46-1 at 4, 46-2 at 4, 47-1 at 21, 48-2 at 4, 49-1 at 21.

15. Provide any Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to terminating Non-Provider Customers where they have received a material number of Tracebacks.

16. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to determining, setting or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics (e.g., thresholds for answer-seizure ratios and/or average call durations).

17. Provide all Documents and Communications Relating to actions You took in determining, setting, or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics (e.g., thresholds for answer-seizure ratios and/or average call durations), call signaling, and other network-wide settings.

18. Provide all Documents and Communications Relating to actions You took in determining, setting, or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics (e.g., thresholds for answer-seizure ratios and/or average call durations), call signaling, and other customer specific account settings for all Upstream Customers.

19. Provide all Documents and Communications Relating to the "Dialer Special" product or service, including Your role in developing or setting the same.

20. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures to verify that

Corporate Defendant's Non-Provider Customers are authorized to use the calling numbers that are passed to its network.

21. Provide all Documents and Communications describing actions You took to continue to monitor the authorizations to use the calling numbers described in Request No. 20, and the actions You took if noncompliance was suspected and/or identified by You or Corporate Defendant, or brought to Your attention by members, agents, independent contractors, associates, employees, affiliates, supervisors, representatives and/or any other Person entitled to act or purporting to act on the Corporate Defendant's behalf, or by any third party.

22. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to monitoring, reviewing, and analyzing voice call traffic to identify patterns consistent with Suspicious Call Traffic or Robocalls from Non-Provider Customers or Upstream Providers for which Corporate Defendant was the Downstream Provider.

23. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to processes for segregating high volume, short duration traffic from other call traffic.

24. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to processes for screening, monitoring, reviewing, and analyzing each type of traffic described in Request No. 23 to identify patterns consistent with Suspicious Call Traffic or Robocalls.

25. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to any consequences, including but not limited to suspension or termination, for an Upstream Provider or Non-Provider Customer if its call traffic demonstrates a pattern consistent with Suspicious Call Traffic or Robocalls. Please include Documents and Communications describing consequences Relating to misrouting high volume, short duration calls over non-short-duration routes.

26. Provide all Documents and Communications Relating to any regulatory investigations, complaints, and inquiries that have been conducted against You or Corporate Defendant Relating to Suspicious Call Traffic or Robocalls.

27. Provide all Documents and Communications Relating to the customer onboarding process for all Upstream Providers or Non-Provider Customers for which Corporate Defendant Transmitted calls to telephone numbers with area codes assigned to the United States.

28. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with all Upstream Providers or Non-Provider Customers from which Corporate Defendant Transmitted calls to telephone numbers with area codes assigned to the United States.

29. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with all Upstream Providers or Non-Provider Customers from which

Corporate Defendant Transmitted calls addressing implementation or violations of any of Corporate Defendant's policies, practices, or procedures.

30. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, or (3) any Downstream Providers, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, Regarding Tracebacks, Robocalls, Do Not Call Complaints, or any suspensions, terminations, and/or threats of suspension or termination You or Corporate Defendant received from any source.

31. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, or (3) any Upstream Customer, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, Relating to Suspicious Call Traffic or Robocalls.

32. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, (3) any third party, or (4) any Upstream Customer including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communication Regarding regulatory investigations, Do Not Call Complaints, civil investigative demands, subpoenas or inquiries from civil or criminal law enforcement agencies or third parties that have been directed toward You or Corporate Defendant Relating to Suspicious Call Traffic or Robocalls.

33. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, (3) any third party, or (4) any Downstream Provider, Regarding Tracebacks, Robocalls, or Do Not Call Complaints. Provide Communications

involving You, Corporate Defendant, or the other Individual Defendant, as senders or recipients, Regarding any calls that Corporate Defendant Transmitted to telephone numbers assigned to any public safety answering point, hospital, medical physician or service office, health care facility, poison control center, or fire protection or law enforcement agency.

34. Provide all Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Regarding the call traffic received from any Upstream Customer that Corporate Defendant Transmitted to telephone numbers with area codes assigned to the United States.

35. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Regarding the solicitation and/or onboarding of customers or potential customers.

36. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to suspension or termination of business relationships with Upstream Providers and Non-Provider Customers.

37. Provide all Documents and Communications that Relate to Your or Corporate Defendant's receipt of and response to complaints about abusive, fraudulent, or unwanted telephone calls, or ensuring Corporate Defendant's compliance with state and federal telemarketing laws.

38. Provide all Documents and Communications Regarding Your payroll and other compensation records, including but not limited to Your W-2 and/or 1099 forms, any

retirement or pension benefits, health, vision, dental, disability, and/or life insurance plans or premium reimbursements.

39. Provide all Documents Relating to any payments to You for services provided by You or the Corporate Defendant.

40. Provide all Documents Relating to payments You made on behalf of Corporate Defendant for corporate purchases and expenses.

41. Provide all Documents Relating to Your requests for reimbursement from Corporate Defendant, and reimbursements made to You by Corporate Defendant, for corporate purchases and expenses.

42. Provide all Documents Relating to payments Corporate Defendant made on Your behalf for personal purchases or expenses.

43. Provide all Documents Relating to Corporate Defendant's requests for reimbursements from You, and reimbursements made by You to Corporate Defendant, for personal purchases and expenses.

44. Provide all Documents and Communications Relating to Corporate Defendant's acquisition or sale of fixed assets, and Corporate Defendant's authorization for You or the other Individual Defendant to use such assets.

45. Provide all Documents Regarding any payment made by You to switch providers and/or any Person providing Robocall mitigation analytics or services.

46. Provide all Documents Regarding all annual payments You made to access phone numbers on the FTC's National Do Not Call Registry.

47. Provide all Documents Relating to Your policies and/or procedures Regarding the sale, lease, assignment, or any other way in which You make DIDs available for use by any Person, to the extent that those policies and/or procedures differ from those of the Corporate Defendant, including but not limited to Documents Relating to payments.

48. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies and procedures Regarding the sale, lease, assignment, or any other way in which You make DIDs available for use by any Person, including but not limited to Documents Relating to payments.

49. Provide all Documents Relating to Your purchase, lease, and/or assignment of DIDs from any Person, including but not limited to Documents Relating to payments.

50. Provide all Documents identifying any Person to which You sold, leased, assigned, or otherwise made DIDs available.

51. Provide all Documents Regarding payments made to You by any Person to which You sold, leased, assigned, or otherwise made DIDs available.

52. Provide all Documents showing on a monthly basis the total number of DIDs sold, leased, assigned, or otherwise made available to each Person identified in Request No. 50.

53. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Regarding Corporate Defendant's filings with the FCC, including but not limited to:

- a. Domestic Section 214 approval form;
- b. FCC Form 477;

- c. FCC Form 499-A Telecommunications Reporting Worksheet;
- d. FCC Form 499-Q Telecommunications Reporting Worksheet;
- e. FCC Form 502 Numbering Resource Utilization Forecast;
- f. Section 64.2009 Annual CPNI Compliance Certification;
- g. Annual Regulatory Fee Forms;
- h. International 214 Approval;
- i. International Service Tariff;
- j. All current or previous versions of any Robocall Mitigation Program or Plan filed in the Robocall Mitigation Database pursuant to 47 C.F.R. § 64.6305.

54. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to Corporate Defendant's filings with any state public service commission or public utility commission Relating to Corporate Defendant's provision of voice services.

55. Provide all versions of the Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to the following Documents maintained by Corporate Defendant pursuant to Arizona Revised Statute § 29-3410(A):

- a. Any lists of the full name and last known address of each member and manager;
- b. Any copies of the articles of organization and all amendments to the articles of organization;

- c. Any copies of all current and prior written operating agreements and amendments to all current and prior written operating agreements;
- d. Any record of a member's obligation to make a capital contribution to the company;
- e. Any copies of the company's federal, state and local income tax returns and reports, if any, for the three most recent years; and
- f. Any copies of the company's financial statements, if any, for the three most recent years.

56. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to discovery requests in the *Avid Telecom LLC, et al. v. Frankel, et al.*, No. 4:22-cv-00558 (D. Ariz. 2022) litigation.

57. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to discovery requests in the *Michael D. Lansky, LLC, et al. v. TransNexus, Inc.*, No. 1:22-cv-04829 (N.D. Ga. 2022) litigation.

58. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and third parties Regarding this litigation.

59. Provide all Communications between You. Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, with Downstream Providers

Regarding the civil investigative demands Relating to the Corporate Defendant issued by the North Carolina Department of Justice.

60. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and third parties Relating to the *Rokita v. Michael D. Lansky, LLC, et al.*, No. 49D02-2211-MI-037726 (Marion County Superior Court 2, Ind., filed Nov. 1, 2022) litigation.

61. Provide all Documents and Communications Relating to any written policies, practices, or procedures Relating to Corporate Defendant's record retention.

62. Provide all account history logs for each Upstream Customer.

63. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to prior express consent or prior express written consent given by call recipients to the calling party, seller or telemarketer for calls Corporate Defendant Transmitted on behalf of the Upstream Customers.

64. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to any actions to determine the veracity, credibility, or trustworthiness of any assertion by an Upstream Customer that a caller had prior express consent of the called party prior to the initiation of a call that was subsequently the subject of a Traceback, Do Not Call Complaint or an inquiry from any third party.

65. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to the

assertion that Corporate Defendant “spend[s] at least an additional \$400,000 each year to purchase enhanced switch data service that allow[s Corporate Defendant] to identify illegal calls and terminate the providers of those calls.” (ECF Nos. 46-1 at 2, 46-2 at 2, 47-1 at 20, 48-2 at 2, 49-1 at 20)

66. Provide all Documents and Communications Relating to any Upstream Provider or Non-Provider Customer that was terminated as a result of services identified in response to Request No. 65.

67. Provide all Documents and Communications Relating to the affirmative defense entitled “Due Care” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, lines 14–17)

68. Provide all Documents and Communications Relating to the affirmative defense entitled, “The Industry Traceback Group Legal Authority” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, lines 18–20)

69. Provide all Documents and Communications Relating to the affirmative defense entitled, “Tracebacks are Not Notice of Illegal Activity” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, line 21 to 174, line 2)

70. Provide all Documents and Communications Relating to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Avid Telecom” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 3–5)

71. Provide all Documents and Communications Relating to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against

Michael Lansky” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 7–9)

72. Provide all Documents and Communications Relating to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Stacey Reeves” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 10–12)

73. Provide all Documents and Communications Relating to the affirmative defense entitled, “Statute of Limitations” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 13–15)

74. Provide all Documents and Communications Relating to the affirmative defense entitled, “Consent” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 16–18)

75. Provide all Documents and Communications Relating to the affirmative defense entitled, “Laches” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 19–21)

76. Provide all Documents and Communications Relating to the affirmative defense entitled, “Unclean Hands” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, line 22 to 175, line 1)

77. Provide all Documents and Communications Relating to the affirmative defense entitled, “Conduct” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 2–4)

78. Provide all Documents and Communications Relating to the affirmative defense entitled, “Estoppel” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 6–8)

79. Provide all Documents and Communications Relating to the affirmative defense entitled, “Unconstitutionality of Statutory Damages” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 9–12)

80. Provide all Documents and Communications Relating to the affirmative defense entitled, “Standing” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 13–16)

81. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to each change made to the account history log for the account name and identifiers for each Upstream Customer.

82. Provide all Documents and Communications Relating to Zealous Services, LLC., including payments You received from or on behalf of Zealous Services, LLC., services You provided, any service agreements and any account history logs.

83. Provide all Documents and Communications Related to Defendant Lansky’s and/or Corporate Defendant’s offer to You to enter into a business relationship and Your acceptance of the offer to engage in the relationship.

84. Provide all Documents and Communications Relating to and otherwise memorializing the terms of Your working relationship with Defendant Lansky and/or

Corporate Defendant at the beginning of the working relationship Regarding each of the following:

- a. job description;
- b. general job duties;
- c. daily responsibilities and tasks;
- d. scope of work;
- e. performance expectations;
- f. employee/contractor handbook;
- g. working hours;
- h. work location;
- i. timekeeping policies and procedures;
- j. equipment and software provided for job tasks (if any);
- k. access authorization to Corporate Defendant's network software applications, soft switch(es), and other information technology infrastructure;
- l. availability of support or technical staff for job tasks;
- m. provision of benefits, including retirement or pension plans, health, vision, dental, disability and/or life insurance plans or premium reimbursements offered or provided;
- n. time limitations on the duration of business relationship;

- o. compensation structure and method of payment of compensation (including commission structure and/or eligibility for overtime compensation, if/where applicable);
- p. scope of authority to act on behalf of Corporate Defendant; and
- q. any written agreement(s) Relating to the enumeration of terms and services You would and did provide for the duration of the business relationship.

85. Provide all Documents and Communications Relating to changes in the terms of Your working relationship with Defendant Lansky and/or Corporate Defendant as described in Request No. 84.

86. Provide all Documents and Communications Relating to Your records memorializing Your working relationship with Defendant Lansky and/or Corporate Defendant as to the following:

- a. timekeeping records;
- b. personnel file records; and
- c. performance reviews.

87. Provide all Documents and Communications Relating to Defendants' assertion that any Plaintiff obtained evidence "illegally and/or through improper means." (ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18)

88. Provide all Documents and Communications Relating to Defendants' assertion that Plaintiffs' Complaint contains allegations that are either unsupported, misleading, or demonstrably false. (ECF No. 46-2 at p. 8)

89. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies and procedures to implement the STIR/SHAKEN attestation requirement to verify that Corporate Defendant's Non-Provider Customers are authorized to use the calling numbers that are passed to Corporate Defendant's network.

90. Provide all Documents You drafted or assisted in drafting which Relate to any policies or procedures implemented or considered for implementation by Corporate Defendant, and all Communications Regarding the same.

91. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and any agent, employee, independent contractor or other representative of an Upstream Provider or Non-Provider Customer Relating to any agreement with the Upstream Provider or Non-Provider Customer.

92. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and any agent, employee, independent contractor or other representative of an Upstream Provider or Non-Provider Customer Relating to the content, quality, or volume of call traffic Transmitted by the Upstream Provider or Non-Provider Customer to Corporate Defendant's network.

93. Provide all Communications involving You, Corporate Defendant, and/or the other Individual Defendant as senders or recipients, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with Downstream Providers Relating to (1) Tracebacks, (2) Robocall complaints, or (3) any call traffic Transmitted by Corporate Defendant's network to a Downstream Provider.

94. Provide all Communications involving You, Corporate Defendant, and/or the other Individual Defendant as senders or recipients, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with Upstream Providers or Non-Provider Customers Relating to (1) Tracebacks, (2) Robocall complaints, or (3) any call traffic Transmitted from an Upstream Provider or Non-Provider Customer onto Corporate Defendant's network.

95. Provide all Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and any regulatory or enforcement agency Relating to call traffic Transmitted by Corporate Defendant's network.

96. Provide Documents Relating to Your cryptocurrency accounts to which or from which any assets of the Corporate Defendant were transferred.

97. Provide all Documents Relating to any account in which You have an interest at any financial institution.

98. Provide any Documents and Communications Relating to Your participation in Corporate Defendant's members' or directors' meetings, including minutes and/or other summaries of those meetings.

99. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant as senders or recipients, Regarding call capacity requirements, troubleshooting product performance, and transmitting pricing updates for Upstream Providers or Non-Provider Customers.

100. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and any Upstream Customers about changes to the point of contact or entity name changes for any customer accounts, including but not limited to Virtual Telecom KFT, Mobi Telecom, JSquared Telecom, Rising Eagle, and Great Choice Telecom LLC.

101. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and any Upstream Customers about changes to the account history log, including but not limited to Virtual Telecom KFT, Mobi Telecom, JSquared Telecom, Rising Eagle, and Great Choice Telecom LLC.

102. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and John Spiller, Jakob Mears, JSquared Telecom, Rising Eagle, Rising Eagle Cayman, Great Choice Telecom LLC, and/or Mikel Quinn.

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RESPECTFULLY SUBMITTED this 6th day of March 2025.

FOR THE STATE OF ARIZONA:

KRISTIN K. MAYES
Attorney General for the State of Arizona

/s/ Alyse Meislik
ALYSE MEISLIK
DYLAN JONES
LAURA DILWEG
SARAH PELTON
Assistant Attorneys General
Attorneys for the State of Arizona

FOR THE STATE OF NORTH CAROLINA:

JEFF JACKSON
Attorney General for the State of North Carolina

/s/ Tracy Nayer
TRACY NAYER
ROCHELLE SPARKO
Special Deputy Attorneys General
Attorneys for the State of North Carolina

FOR THE STATE OF INDIANA:

TODD ROKITA
Attorney General for the State of Indiana

/s/ Douglas S. Swetnam
DOUGLAS S. SWETNAM
THOMAS L. MARTINDALE
Deputy Attorneys General
Attorneys for the State of Indiana

FOR THE STATE OF OHIO:

DAVE YOST
Attorney General for the State of Ohio

/s/ Erin B. Leahy
ERIN B. LEAHY
Senior Assistant Attorney General
Attorney for the State of Ohio

Lead Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on March 6, 2025, I served the foregoing PLAINTIFFS' FIRST RULE 34 REQUESTS FOR PRODUCTION TO STACEY S. REEVES upon Defendants by electronically mailing a copy of the same to their counsel of record as follows:

Neil S. Ende
Technology Law Group, LLC
nende@tlgdc.com

Greg Taylor
(*Pro Hac Vice forthcoming*)
Technology Law Group, LLC
gtaylor@tlgdc.com

/s/ Thomas L. Martindale
Thomas L. Martindale

LIST OF PLAINTIFFS' COUNSEL

Alyse Meislik (AZ No. 024052)
Dylan Jones (AZ Bar No. 034185)
Laura Dilweg (AZ No. 036066)
Sarah Pelton (AZ Bar No. 039633)
Assistant Attorneys General
Arizona Attorney General's Office
2005 North Central Avenue
Phoenix, AZ 85004
Phone: (602) 542-3725
Fax: (602) 542-4377
consumer@azag.gov
alyse.meislik@azag.gov
dylan.jones@azag.gov
laura.dilweg@azag.gov
sarah.pelton@azag.gov
Attorneys for Plaintiff State of Arizona

Douglas S. Swetnam (IN Bar No. 15860-49)
Thomas L. Martindale (IN Bar No. 29706-64)
Deputy Attorneys General
Office of the Indiana Attorney General
Todd Rokita
Indiana Govt. Center South, 5th Fl.
302 W. Washington St.
Indianapolis, IN 46204-2770
Phone: (317) 232-6294 (Swetnam)
(317) 232-7751 (Martindale)
Fax: (317) 232-7979
douglas.swetnam@atg.in.gov
thomas.martindale@atg.in.gov
Attorneys for Plaintiff State of Indiana

Tracy Nayer (NC Bar No. 36964)
Rochelle Sparko (NC Bar No. 38528)
Special Deputy Attorneys General
North Carolina Department of Justice
Consumer Protection Division
P.O. Box 629
Raleigh, North Carolina 27602
Phone: (919) 716-6000
Fax: (919) 716-6050
tnayer@ncdoj.gov
rsparko@ncdoj.gov
Attorneys for Plaintiff State of North Carolina

Erin B. Leahy (OH Bar No. 0069509)
Senior Assistant Attorney General
Office of Attorney General Dave Yost
30 East Broad Street, 14th Fl.
Columbus, OH 43215
Phone: (614) 752-4730
Fax: (866) 768-2648
Erin.Leahy@OhioAGO.gov
Attorney for Plaintiff State of Ohio

Lead Counsel for Plaintiffs

Lindsay D. Barton (AL Bar No. 1165-G00N)
Robert D. Tambling (AL Bar No. 6026-N67R)
Assistant Attorneys General
Office of the Alabama Attorney General
501 Washington Avenue
Montgomery, Alabama 36130
Phone: (334) 353-2609 (Barton)
(334) 242-7445 (Tambling)
Fax: (334) 353-8400
Lindsay.Barton@AlabamaAG.gov
Robert.Tambling@AlabamaAG.gov
Attorneys for Plaintiff State of Alabama

Amanda Wentz (AR Bar No. 2021066)
Assistant Attorney General
Office of Attorney General Tim Griffin
323 Center St., Ste. 200
Little Rock, AR 72201
Phone: (501) 682-1178
Fax: (501) 682-8118
Amanda.wentz@arkansasag.gov
Attorney for Plaintiff State of Arkansas

Nicklas A. Akers (CA Bar No. 211222)
Senior Assistant Attorney General
Bernard A. Eskandari (CA Bar No. 244395)
Supervising Deputy Attorney General
Timothy D. Lundgren (CA Bar No. 254596)
Rosailda Perez (CA Bar No. 284646)
Michelle Burkart (CA Bar No. 234121)
Deputy Attorneys General
Office of the California Attorney General
300 S. Spring St., Suite 1702
Los Angeles, CA 90013
Phone: (415) 510-3364 (Akers)
(213) 269-6348 (Eskandari)
(213) 269-6355 (Lundgren)
(213) 269-6612 (Perez)
(213) 269-6357 (Burkart)
Fax: (916) 731-2146
nicklas.akers@doj.ca.gov
bernard.eskandari@doj.ca.gov
timothy.lundgren@doj.ca.gov
rosailda.perez@doj.ca.gov
michelle.burkart@doj.ca.gov
Attorneys for Plaintiff People of the State of California

Michel Singer Nelson (CO Bar No. 19779)
Assistant Attorney General II
Colorado Office of the Attorney General
Ralph L. Carr Judicial Building
1300 Broadway, 10th Floor
Denver, CO 80203
Phone: (720) 508-6220
michel.singernelson@coag.gov
*Attorney for Plaintiff State of Colorado,
ex rel. Philip J. Weiser, Attorney General*

Brendan T. Flynn (Fed. Bar No. ct04545,
CT Bar No. 419935)
Assistant Attorney General
Office of the Connecticut Attorney
General William Tong
165 Capitol Avenue, Suite 4000
Hartford, CT 06106
Phone: (860) 808-5400
Fax: (860) 808-5593
<mailto:brendan.flynn@ct.gov>
*Attorney for Plaintiff State of
Connecticut*

Ryan Costa (DE Bar No. 5325)
Deputy Attorney General
Delaware Department of Justice
820 N. French Street, 5th Floor
Wilmington, DE 19801
Phone: (302) 683-8811
Fax: (302) 577-6499
Ryan.costa@delaware.gov
Attorney for Plaintiff State of Delaware

Adam Teitelbaum (DC Bar No.
1015715)
Director, Office of Consumer Protection
Assistant Attorney General
D.C. Office of the Attorney General
Office of Consumer Protection
400 6th Street NW, 10th Floor
Washington, DC 20001
Phone: (202) 741-0764
Adam.Teitelbaum@dc.gov
*Attorney for Plaintiff District of
Columbia*

Patrick Crotty (FL Bar No. 108541)
Special Counsel, Asst. Attorney General
Miles Vaughn (FL Bar No. 1032235)
Assistant Attorney General
Office of the Florida Attorney General
Consumer Protection Division
3507 E. Frontage Rd, Suite 325
Tampa, FL 33607
Phone: (813) 287-7950
Fax: (813) 281-5515
patrick.crotty@myfloridalegal.com
miles.vaughn@myfloridalegal.com
*Attorneys for Plaintiff Ashley Moody,
Attorney General of the State of Florida*

David A. Zisook (GA Bar No. 310104)
Senior Assistant Attorney General
Office of the Attorney General of the
State of Georgia
2 Martin Luther King Jr. Drive, SE, Ste.
356
Atlanta, GA 30334
Phone: (404) 458-4294
Fax: (404) 464-8212
dzisook@law.ga.gov
Attorney for Plaintiff State of Georgia

Christopher J.I. Leong (HI Bar No.
9662)
Deputy Attorney General
Hawaii Department of the Attorney
General
425 Queen Street
Honolulu, HI 96813
Phone: (808) 586-1180
Fax: (808) 586-1205
christopher.ji.leong@hawaii.gov
Attorney for Plaintiff State of Hawaii

James J. Simeri (ID Bar No. 12332)
(*Pro Hac Vice motion forthcoming*)
Consumer Protection Division Chief
Idaho Attorney General's Office
P.O. Box 83720
Boise, ID 83720-0010
Phone: (208) 334-4114
james.simeri@ag.idaho.gov
Attorney for Plaintiff State of Idaho

Philip Heimlich (IL Bar No. 6286375)
Assistant Attorney General
Elizabeth Blackston (IL Bar No.
6228859)
Consumer Fraud Bureau Chief
Office of the Illinois Attorney General
500 S. Second Street
Springfield, IL 62791
Phone: (217) 782-4436
philip.heimlich@ilag.gov
elizabeth.blackston@ilag.gov
*Attorneys for Plaintiff People of the State
of Illinois*

Benjamin Bellus (IA Bar No.
AT0000688)
William Pearson (IA Bar No.
AT0012070)
Assistant Attorneys General
Office of the Iowa Attorney General
1305 E. Walnut St.
Des Moines, IA 50319
Phone: (515) 242-6536 (Bellus)
(515) 242-6773 (Pearson)
Fax: (515) 281-6771
Benjamin.Bellus@ag.iowa.gov
William.Pearson@ag.iowa.gov
Attorneys for Plaintiff State of Iowa

Nicholas C. Smith (KS Bar No. 29742)
Sarah M. Dietz (KS Bar No. 27457)
Assistant Attorneys General
Consumer Protection Section
Office of the Kansas Attorney General
120 SW 10th Avenue, 2nd Floor
Topeka, KS 66612
Phone: (785) 296-3751
Fax: (785) 291-3699
Nicholas.Smith@ag.ks.gov
sarah.dietz@ag.ks.gov
Attorneys for Plaintiff State of Kansas

Jacob P. Ford (KY Bar No. 95546)
Assistant Attorney General
Office of the Attorney General,
Commonwealth of Kentucky
1024 Capital Center Drive, Ste. 200
Frankfort, KY 40601
Phone: (502) 871-2044
jacobp.ford@ky.gov
*Attorney for Plaintiff Commonwealth of
Kentucky*

ZaTabia N. Williams (LA Bar No.
36933)
Assistant Attorney General
Office of the Attorney General Liz
Murrill
1885 North Third St.
Baton Rouge, LA 70802
Phone: (225) 326-6164
Fax: (225) 326-6499
WilliamsZ@ag.louisiana.gov
Attorney for Plaintiff State of Louisiana

Brendan O'Neil (ME Bar No. 009900)
Assistant Attorney General
Office of the Maine Attorney General
6 State House Station
Augusta, ME 04333
Phone: (207) 626-8800
Fax: (207) 624-7730
brendan.oneil@maine.gov
Attorney for Plaintiff State of Maine

Philip Ziperman (Fed. Bar No. 12430)
Deputy Counsel
Office of the Attorney General
200 St. Paul Place
Baltimore, MD 21202
Phone: (410) 576-6417
Fax: (410) 576-6566
pziperman@oag.state.md.us
Attorney for Plaintiff Maryland Office of the Attorney General

Carol Guerrero (MA Bar No. 705419)
Assistant Attorney General
Massachusetts Office of the Attorney General
One Ashburton Place, 18th Floor
Boston, MA 02108
Phone: (617) 963-2783
Fax: (617) 727-5765
<mailto:Carol.Guerrero@mass.gov>
Attorney for Plaintiff Commonwealth of Massachusetts

Kathy P. Fitzgerald (MI Bar No. P31454)
Michael S. Hill (MI Bar No. P73084)
Assistant Attorneys General
Michigan Department of Attorney General
Corporate Oversight Division
P.O. Box 30736
Lansing, MI 48909
Phone: (517) 335-7632
Fax: (517) 335-6755
fitzgeraldk@michigan.gov
Hillm19@michigan.gov
Attorneys for Plaintiff People of the State of Michigan

Bennett Hartz (MN Bar No. 0393136)
Assistant Attorney General
Office of the Minnesota Attorney General
445 Minnesota Street, Suite 1200
Saint Paul, MN 55404
Phone: (651) 757-1235
bennett.hartz@ag.state.mn.us
Attorney for Plaintiff State of Minnesota, by its Attorney General, Keith Ellison

James M. Rankin (MS Bar No. 102332)
Jessica D. Jasper (MS Bar No. 106305)
(*Pro Hac Vice motion forthcoming*)
Special Assistant Attorneys General
Mississippi Attorney General's Office
P.O. Box 220
Jackson, MS 39205
Phone: (601) 359-4258 (Rankin)
(601) 359-3800 (Jasper)
james.rankin@ago.ms.gov
jessica.jasper@ago.ms.gov
Attorneys for Plaintiff Lynn Fitch, Attorney General State of Mississippi

Michael Schwalbert (MO Bar No. 63299)
Assistant Attorney General
Office of the Missouri Attorney General
815 Olive Street, Suite 200
St. Louis, MO 63101
Phone: (314) 340-6816
Fax: (314) 340-7891
michael.schwalbert@ago.mo.gov
*Attorney for Plaintiff State of Missouri,
ex. rel. Andrew Bailey, Attorney General*

Anna Schneider (MT Bar No. 13963)
Special Assistant Attorney General,
Senior Counsel
Andrew Butler (MT Bar No. 53936812)
Assistant Attorney General
Montana Attorney General's Office
Office of Consumer Protection
555 Fuller Avenue
Helena, MT 59601
Phone: (406) 444-4500
Anna.schneider@mt.gov
Andrew.butler@mt.gov
Attorneys for Plaintiff State of Montana

Gary E. Brollier (NE Bar No. 19785)
Assistant Attorney General
Office of the Attorney General Michael
T. Hilgers
2115 State Capitol Building
Consumer Protection Division
Lincoln, NE 68509
Phone: (402) 471-1279
Fax: (402) 471-4725
gary.brollier@nebraska.gov
Attorney for Plaintiff State of Nebraska

Michelle C. Badorine (NV Bar No. 13206)
Senior Deputy Attorney General
Office of the Nevada Attorney General
Bureau of Consumer Protection
100 North Carson Street
Carson City, NV 89701-4717
Phone: (775) 684-1164
Fax: (775) 684-1299
MBadorine@ag.nv.gov
Attorney for Plaintiff State of Nevada

Mary F. Stewart (NH Bar No. 10067)
Assistant Attorney General
New Hampshire Department of Justice
Office of the Attorney General
Consumer Protection and Antitrust
Bureau
33 Capitol St.
Concord, NH 03301-6397
Phone: (603) 271-1139
Fax: (603) 271-2110
Mary.F.Stewart@doj.nh.gov
*Attorney for Plaintiff State of New
Hampshire*

Deepta Janardhan (NJ Bar No. 309022020)
Jeffrey Koziar (NJ Bar No. 015131999)
Deputy Attorneys General
New Jersey Office of the Attorney
General
Division of Law
124 Halsey Street
Newark, NJ 07101
Phone: (973) 648-7819
Fax: (973) 648-4887
Deepta.Janardhan@law.njoag.gov
Jeff.koziar@law.njoag.gov
*Attorneys for Plaintiff State of New
Jersey*

Julie Sakura (NM Bar No. 19253)
Assistant Attorney General
State of New Mexico Department of
Justice
408 Galisteo St.
Santa Fe, New Mexico 87501
Phone: (505) 859-8074
Fax: (505) 490-4883
jsakura@nmdoj.gov
*Attorney for Plaintiff Raúl Torrez, New
Mexico Attorney General*

Glenna Goldis (NY Bar No. 4868600)
Assistant Attorney General
Office of the New York State Attorney
General
28 Liberty Street
New York, NY 10005
Phone: (646) 856-3697
Glenna.goldis@ag.ny.gov
*Attorney for Plaintiff Office of the
Attorney General of the State of New
York*

Elin S. Alm (ND Bar No. 05924)
Christopher Glenn Lindblad (ND Bar
No. 06480)
Assistant Attorneys General
Office of North Dakota Attorney General
Consumer Protection & Antitrust
Division
1720 Burlington Drive, Suite C
Bismarck, ND 58504-7736
Phone: (701) 328-5570
Fax: (701) 328-5568
mailto:ealm@nd.gov
clindblad@nd.gov
*Attorneys for Plaintiff State of North
Dakota*

Robert J. Carlson (OK Bar No. 19312)
Assistant Attorney General
Office of the Oklahoma Attorney
General
313 N.E. 21st St.
Oklahoma City, OK 73105
Phone: (918) 581-2384
Fax: (405) 522-0085
Robert.Carlson@oag.ok.gov
*Attorney for Plaintiff State of Oklahoma
ex rel. Attorney General Gentner
Drummond*

Jordan M. Roberts (OR Bar No. 115010)
Senior Assistant Attorney General
Oregon Department of Justice
Consumer Protection Division
100 SW Market St.
Portland, OR 97201
Phone: (971) 673-1880
Fax: (971) 673-1884
jordan.m.roberts@doj.state.or.us
Attorney for Plaintiff State of Oregon

Mark W Wolfe (PA Bar No. 327807)
Deputy Attorney General
Pennsylvania Office of Attorney General
Strawberry Square, 15th Floor
Harrisburg, PA 17120-0001
Phone: (717) 772-3558
Fax: (717) 705-3795
mwolfe@attorneygeneral.gov
*Attorney for Plaintiff Commonwealth of
Pennsylvania by Attorney General David
W. Sunday, Jr.*

Stephen N. Provazza (RI Bar No. 10435)
Special Assistant Attorney General
Rhode Island Office of the Attorney
General
150 S. Main Street
Providence, RI 02903
Phone: (401) 274-4400, ext. 2476
Fax: (401) 222-1766
sprovazza@riag.ri.gov
*Attorney for Plaintiff State of Rhode
Island, by Attorney General Peter
Neronha*

Kristin Simons (SC Bar No. 74004)
Senior Assistant Attorney General
Danielle Robertson (SC Bar No. 105846)
Assistant Attorney General
South Carolina Attorney General's
Office
P.O. Box 11549
Columbia, SC 29211-1549
Phone: (803) 734-6134 (Simons)
(803) 734-8044 (Robertson)
mailto:ksimons@scag.gov
danirobertson@scag.gov
*Attorneys for Plaintiff State of South
Carolina*

Austin C. Ostiguy (TN Bar No. 040301)
Tyler T. Corcoran (TN Bar No. 038887)
Assistant Attorneys General
Office of the Tennessee Attorney
General
P.O. Box 20207
Nashville, TN 37202
Phone: (615) 532-7271 (Ostiguy)
(615) 770-1714 (Corcoran)
Fax: (615) 532-2910
austin.ostiguy@ag.tn.gov
tyler.corcoran@ag.tn.gov
Attorneys for Plaintiff State of Tennessee

David Shatto (Fed. Bar No. 3725697; TX
Bar No. 24104114)
Assistant Attorney General
Attorney General for the State of Texas
Office of the Attorney General
P.O. Box 12548 (MC-010)
Austin, TX 78711
Phone: (512) 463-2185
Fax: (512) 473-9125
David.Shatto@oag.texas.gov
Attorney for Plaintiff State of Texas

Kevin McLean (UT Bar No. 16101)
Assistant Attorney General
Utah Attorney General's Office
160 East 300 South, 5th Floor
P.O. Box 140872
Salt Lake City, UT 84114-0872
Phone: (801) 366-0310
Fax: (801) 366-0315
kmclean@agutah.gov
*Attorney for Plaintiff Utah Division of
Consumer Protection*

James Layman (VT Bar No. 5236)
Office of the Vermont Attorney General
109 State Street
Montpelier, VT 05609-1001
Phone: (802) 828-2315
Fax: (802) 304-1014
James.Layman@vermont.gov
Attorney for Plaintiff State of Vermont

Geoffrey L. Ward (VA Bar No. 89818)
Senior Assistant Attorney General
Office of the Attorney General of
Virginia
202 N. Ninth St.
Richmond, VA 23219
Phone: (804) 371-0871
Fax: (804) 786-0122
gward@oag.state.va.us
*Attorney for Plaintiff Commonwealth of
Virginia, ex rel. Jason S. Miyares,
Attorney General*

Alexandra Kory (WA Bar No. 49889)
Mina Shahin (WA Bar No. 46661)
Assistant Attorneys General
Washington State Attorney General's
Office
800 Fifth Avenue, Suite 2000
Seattle, WA 98104
Phone: (206) 516-2997 (Kory)
(206) 326-5485 (Shahin)
Fax: (206) 464-6451
Alexandra.Kory@atg.wa.gov
Mina.Shahin@atg.wa.gov
*Attorneys for Plaintiff State of
Washington*

Ashley T. Wentz (WV Bar No. 13486)
Assistant Attorney General
West Virginia Attorney General's Office
Consumer Protection/Antitrust Division
P.O. Box 1789
Charleston, WV 25326
Phone: (304) 558-8986
Fax: (304) 558-0184
Ashley.T.Wentz@wvago.gov
*Attorney for Plaintiff State of West
Virginia ex rel. Patrick Morrissey,
Attorney General*

Gregory A. Myszkowski (WI Bar No.
1050022)
Assistant Attorney General
Wisconsin Department of Justice
P.O. Box 7857
Madison, WI 53707-7857
Phone: (608) 266-7656
Fax: (608) 294-2907
myszkowskiga@doj.state.wi.us
Attorney for Plaintiff State of Wisconsin

Cameron W. Geeting (WY Bar No.
7-5338)
Senior Assistant Attorney General
Consumer Protection and Antitrust Unit
Wyoming Office of the Attorney General
2320 Capitol Avenue
Cheyenne, Wyoming 82002
Phone: (307) 777-3795
cameron.geeting1@wyo.gov
Attorney for Plaintiff State of Wyoming

Exhibit D

Pelton, Sarah

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Sent: Wednesday, March 26, 2025 2:02 PM
To: Neil Ende; gtaylor@tlgdc.com
Cc: Nayer, Tracy; Sparko, Rochelle; Michel Singer Nelson; Swetnam, Douglas; Meislik, Alyse; Jones, Dylan; Dilweg, Laura; Pelton, Sarah; Martindale, Thomas L
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom
Attachments: Pls' 1st RFPs to AVID TELECOM (Issued 02-21-2025).pdf

Good afternoon Neil and Greg,

We have not received written responses to the Plaintiffs' First Set of Requests for Production to Avid Telecom which were served on February 21, 2025. The responses were due Monday, March 24, 2025.

Please provide the responses at your earliest convenience.

Sincerely,



Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Fax number: 866-768-2648

Erin.Leahy@OhioAGO.gov

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From: Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Sent: Friday, February 21, 2025 12:39 PM
To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com
Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Patrick Crotty <Patrick.Crotty@MyFloridaLegal.com>; Michel Singer Nelson <michel.singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Subject: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon,

Attached you will find Plaintiffs' First Request for Production to Avid Telecom. Please respond with your production within 30 days. If physical production is necessary, please provide that to the Arizona Attorney General's Office.

Thank you, Tom

Thomas Martindale

Deputy Attorney General

Data Privacy & Identity Theft Unit

Consumer Protection Division

Office of Attorney General Todd Rokita

302 West Washington Street, IGCS 5th Floor

Indianapolis, IN 46204

p: (317)232-7751 | f: (317)232-7979

thomas.martindale@atg.in.gov

Exhibit E

Pelton, Sarah

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Sent: Monday, March 31, 2025 10:09 AM
To: Neil Ende; gtaylor@tlgdc.com
Cc: Nayer, Tracy; Sparko, Rochelle; Michel Singer Nelson; Swetnam, Douglas; Meislik, Alyse; Jones, Dylan; Dilweg, Laura; Pelton, Sarah; Martindale, Thomas L
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Hello Neil and Greg,

I have not received a response to my email below regarding the overdue discovery responses from Avid Telecom. Please provide an update.

Sincerely,



Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Fax number: 866-768-2648
Erin.Leahy@OhioAGO.gov

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From: Erin Leahy
Sent: Wednesday, March 26, 2025 5:02 PM
To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com
Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Michel Singer Nelson <michel.singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon Neil and Greg,

We have not received written responses to the Plaintiffs' First Set of Requests for Production to Avid Telecom which were served on February 21, 2025. The responses were due Monday, March 24, 2025.

Please provide the responses at your earliest convenience.

Sincerely,



Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Fax number: 866-768-2648
Erin.Leahy@OhioAGO.gov

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From: Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Sent: Friday, February 21, 2025 12:39 PM
To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com
Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Patrick Crotty <Patrick.Crotty@MyFloridaLegal.com>; Michel Singer Nelson <michel.singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Subject: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon,

Attached you will find Plaintiffs' First Request for Production to Avid Telecom. Please respond with your production within 30 days. If physical production is necessary, please provide that to the Arizona Attorney General's Office.

Thank you, Tom

Thomas Martindale
Deputy Attorney General
Data Privacy & Identity Theft Unit
Consumer Protection Division
Office of Attorney General Todd Rokita
302 West Washington Street, IGCS 5th Floor

Indianapolis, IN 46204

p: (317)232-7751 | f: (317)232-7979

thomas.martindale@atg.in.gov

Exhibit F

Pelton, Sarah

From: Greg Taylor <gtaylor@tlgdc.com>
Sent: Monday, March 31, 2025 11:40 AM
To: Erin Leahy; Neil Ende
Cc: Nayer, Tracy; Sparko, Rochelle; Michel Singer Nelson; Swetnam, Douglas; Meislik, Alyse; Jones, Dylan; Dilweg, Laura; Pelton, Sarah; Martindale, Thomas L
Subject: Re: Plaintiffs' First Request for Production to Avid Telecom

Erin:

Apologies for the late reply.

We are working diligently to provide responses to the voluminous requests. Despite our efforts, we are still in the process of gathering documents that still need to be reviewed for privilege, etc.

We ask to amend our response date to April 30 to give us time to fully respond to your requests.

Please confirm your agreement with the forgoing.

Best,
Greg

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Monday, March 31, 2025 at 12:08 PM
To: Neil Ende <nende@tlgdc.com>, Greg Taylor <gtaylor@tlgdc.com>
Cc: "Nayer, Tracy" <Tnayer@ncdoj.gov>, "Sparko, Rochelle" <rsparko@ncdoj.gov>, Michel Singer Nelson <michel.singernelson@coag.gov>, "Swetnam, Douglas" <Douglas.Swetnam@atg.in.gov>, "Meislik, Alyse" <Alyse.Meislik@azag.gov>, "Jones, Dylan" <Dylan.Jones@azag.gov>, "Dilweg, Laura" <ldilweg@azag.gov>, "Pelton, Sarah" <Sarah.Pelton@azag.gov>, "Martindale, Thomas L" <Thomas.Martindale@atg.in.gov>
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Hello Neil and Greg,

I have not received a response to my email below regarding the overdue discovery responses from Avid Telecom. Please provide an update.

Sincerely,



Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Fax number: 866-768-2648
Erin.Leahy@OhioAGO.gov

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From: Erin Leahy

Sent: Wednesday, March 26, 2025 5:02 PM

To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com

Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Michel Singer Nelson <michel.singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>

Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon Neil and Greg,

We have not received written responses to the Plaintiffs' First Set of Requests for Production to Avid Telecom which were served on February 21, 2025. The responses were due Monday, March 24, 2025.

Please provide the responses at your earliest convenience.

Sincerely,



Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Fax number: 866-768-2648

Erin.Leahy@OhioAGO.gov

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From: Martindale, Thomas L <Thomas.Martindale@atg.in.gov>

Sent: Friday, February 21, 2025 12:39 PM

To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com

Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Patrick Crotty <Patrick.Crotty@MyFloridaLegal.com>; Michel Singer Nelson <michel.singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>

Subject: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon,

Attached you will find Plaintiffs' First Request for Production to Avid Telecom. Please respond with your production within 30 days. If physical production is necessary, please provide that to the Arizona Attorney General's Office.

Thank you, Tom

Thomas Martindale

Deputy Attorney General

Data Privacy & Identity Theft Unit

Consumer Protection Division

Office of Attorney General Todd Rokita

302 West Washington Street, IGCS 5th Floor

Indianapolis, IN 46204

p: (317)232-7751 | f: (317)232-7979

thomas.martindale@atg.in.gov

Exhibit G

Pelton, Sarah

From: Neil Ende <nende@tlgdc.com>
Sent: Friday, April 11, 2025 8:00 AM
To: Erin Leahy; Nayer, Tracy
Cc: Meislik, Alyse; Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov); Jones, Dylan; Dilweg, Laura; Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov); Pelton, Sarah; Sparko, Rochelle; Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov); Greg Taylor
Subject: Re: RE: Plaintiffs' First Request for Production to Avid Telecom

We will respond to your outstanding requests to all three defendants by April 30 on the assumption that we have an ESI agreement in place by then that makes it possible for both sides to respond.

Given the number of players on your side, I suggest that you determine several common dates of availability and provide them to me rather than my picking dates essentially at random. Agreed?

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Friday, April 4, 2025 at 3:04 PM
To: Neil Ende <nende@tlgdc.com>, Nayer, Tracy <Tnayer@ncdoj.gov>
Cc: Alyse.Meislik@azag.gov <Alyse.Meislik@azag.gov>, Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov) <douglas.swetnam@atg.in.gov>, Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) <Dylan.Jones@azag.gov>, Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) <Laura.Dilweg@azag.gov>, Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) <michel.singernelson@coag.gov>, Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) <Sarah.Pelton@azag.gov>, Sparko, Rochelle <rsparko@NCDOJ.GOV>, Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov) <Thomas.Martindale@atg.in.gov>, Greg Taylor <gtaylor@tlgdc.com>
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Hi Neil,

As indicated in the attached previous email, Plaintiffs would like to get an ESI agreement in place prior to producing the remaining production so that we have agreement on the specifics of the production. The CDRs records alone are 7 terabytes. We have been working on a draft and plan to get that to you next week.

Regarding your request for a meet and confer as to our responses to the Requests for Admission, we are happy to coordinate a call and will ensure that a representative from each of the states with state law claims is available to discuss issues of law and fact, as well as the other states you mentioned to discuss the federal claims. Would you like to propose some dates and times that will work for you? Given the number of participants that may be involved, it would

be best to provide a handful of date/time options and likely in the afternoon since we have some folks in other time zones. We have a group of states that meet weekly for this case on Tuesdays at 2pmET. The standing group does not include all the states with state law claims, but it may be a good day/time option since it is already reserved on many of our calendars.

Additionally, in light of our need to get the ESI agreement in place for the production of documents, we will consent to the requested extension (to April 30) to respond to Plaintiffs' First Set of Requests for Production to Avid Telecom. If possible, we would appreciate it if you are able to at least provide the written responses by April 11.

Sincerely,



Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Fax number: 866-768-2648

Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>

Sent: Wednesday, April 2, 2025 11:23 AM

To: Nayer, Tracy <Tnayer@ncdoj.gov>

Cc: Alyse.Meislik@azag.gov; Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov) <douglas.swetnam@atg.in.gov>; Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) <Dylan.Jones@azag.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) <Laura.Dilweg@azag.gov>; Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) <michel.singernelson@coag.gov>; Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) <Sarah.Pelton@azag.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov) <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>

Subject: Re: Plaintiffs' First Request for Production to Avid Telecom

Importance: High

Tracy:

Good morning!

Thank you for your email and the offer of a short extension of time.

Given the extraordinary (we'll leave it as that for now) scope of your requests (hundreds of requests, many with large numbers of subparts) and the very limited economic and personnel resources available to our clients, we will not be able to respond by April 11. We will need *at least* the 30-day extension that we requested.

Please advise if you will consent or whether we need to seek relief from the Court.

Do you have an update of the AG's incomplete responses to our first requests? We would like to receive full production/responses ASAP and we want to set a time shortly thereafter for a meet and confer call. We are particularly interested in discussion as number of very concerning responses we received to our Requests for Admission. To be clear, at a minimum, we need to have an AG-representative on that meet and confer call that works directly for each of the (12) individual state Plaintiffs to address state law fact/law issues, as well as an AG-representative of the following states to address the facts/legal issues relevant to the federal claims: Arizona, Colorado Indiana, North Carolina and Ohio. As each of the individual states has made factual and legal representations and claims, we clearly have the right to engage with a representative of each Plaintiff *directly*. As a member of the leadership team, we ask that you facilitate our ability to do so by coordinating a day/time for a call that includes a AAG from each if the identified states.

We look forward to your timely response.

Thank you.

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Nayer, Tracy
Date: Wednesday, April 2, 2025 at 10:51 AM
To: Greg Taylor , Neil Ende
Cc: Alyse.Meislik@azag.gov , Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov) , Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) , Erin Leahy (OH AG) (erin.leahy@ohioago.gov) , Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) , Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) , Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) , Sparko, Rochelle , Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov)
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Thank you for your response, Greg. At this time, Plaintiffs can agree to enlarge the date responses are due to Plaintiffs' First Set of Requests for Production to Avid Telecom to Friday, April 11.



Tracy Nayer
Special Deputy Attorney General
Consumer Protection Division
North Carolina Department of Justice
(919) 716-6581
tnayer@ncdoj.gov
Post Office Box 629, Raleigh, NC 27602
114 West Edenton Street, Raleigh, NC 27603

<https://ncdoj.gov/>

Please note messages to or from this address may be public records.

From: Greg Taylor
Sent: Monday, March 31, 2025 2:40 PM
To: Erin Leahy ; Neil Ende
Cc: Nayer, Tracy ; Sparko, Rochelle ; Michel Singer Nelson ; Swetnam, Douglas ; Meislik, Alyse ; Jones, Dylan ; Dilweg, Laura ; Pelton, Sarah ; Martindale, Thomas L
Subject: Re: Plaintiffs' First Request for Production to Avid Telecom

Erin:

Apologies for the late reply.

We are working diligently to provide responses to the voluminous requests. Despite our efforts, we are still in the process of gathering documents that still need to be reviewed for privilege, etc.

We ask to amend our response date to April 30 to give us time to fully respond to your requests.

Please confirm your agreement with the forgoing.

Best,
Greg

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Monday, March 31, 2025 at 12:08 PM
To: Neil Ende <nende@tlgdc.com>, Greg Taylor <gtaylor@tlgdc.com>
Cc: "Nayer, Tracy" <Tnayer@ncdoj.gov>, "Sparko, Rochelle" <rsparko@ncdoj.gov>, Michel Singer Nelson <michel.singernelson@coag.gov>, "Swetnam, Douglas" <Douglas.Swetnam@atg.in.gov>, "Meislik, Alyse" <Alyse.Meislik@azag.gov>, "Jones, Dylan" <Dylan.Jones@azag.gov>, "Dilweg, Laura" <ldilweg@azag.gov>, "Pelton, Sarah" <Sarah.Pelton@azag.gov>, "Martindale, Thomas L" <Thomas.Martindale@atg.in.gov>
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Hello Neil and Greg,

I have not received a response to my email below regarding the overdue discovery responses from Avid Telecom. Please provide an update.

Sincerely,



Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Fax number: 866-768-2648

Erin.Leahy@OhioAGO.gov

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From: Erin Leahy

Sent: Wednesday, March 26, 2025 5:02 PM

To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com

Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Michel Singer Nelson <michel.singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>

Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon Neil and Greg,

We have not received written responses to the Plaintiffs' First Set of Requests for Production to Avid Telecom which were served on February 21, 2025. The responses were due Monday, March 24, 2025.

Please provide the responses at your earliest convenience.

Sincerely,



Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Fax number: 866-768-2648

Erin.Leahy@OhioAGO.gov

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From: Martindale, Thomas L <Thomas.Martindale@atg.in.gov>

Sent: Friday, February 21, 2025 12:39 PM

To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com

Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Patrick Crotty <Patrick.Crotty@MyFloridaLegal.com>; Michel Singer Nelson <michel.singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>

Subject: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon,

Attached you will find Plaintiffs' First Request for Production to Avid Telecom. Please respond with your production within 30 days. If physical production is necessary, please provide that to the Arizona Attorney General's Office.

Thank you, Tom

Thomas Martindale

Deputy Attorney General

Data Privacy & Identity Theft Unit

Consumer Protection Division

Office of Attorney General Todd Rokita

302 West Washington Street, IGCS 5th Floor

Indianapolis, IN 46204

p: (317)232-7751 | f: (317)232-7979

thomas.martindale@atg.in.gov

Exhibit H

Pelton, Sarah

From: Greg Taylor <gtaylor@tlgdc.com>
Sent: Wednesday, April 30, 2025 11:49 AM
To: Erin Leahy; Neil Ende
Cc: Tracy Nayer; Meislik, Alyse; Swetnam Douglas; Jones, Dylan; Dilweg, Laura; Singer Nelson Michel; Pelton, Sarah; Sparko Rochelle; Martindale Thomas
Subject: Re: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Erin:

We are still working on the document responses. I'm not sure we will be finished today, but I am sure we will have them completed before COB, Friday. Relatedly, we would like to have our discussion next week so that it does not detract our attention from the RFPs.

If it is acceptable to you and/or the leadership states to allow us until COB Friday to respond to the RFPs, please confirm. Also, please advise of your availability next week for the discussion re: ESI.

Best,
Greg

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Wednesday, April 30, 2025 at 11:52 AM
To: Neil Ende <nende@tlgdc.com>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>, "alyse.meislik@azag.gov" <alyse.meislik@azag.gov>, Swetnam Douglas <douglas.swetnam@atg.in.gov>, Jones Dylan <Dylan.Jones@azag.gov>, Dilweg Laura <Laura.Dilweg@azag.gov>, Singer Nelson Michel <michel.singernelson@coag.gov>, Pelton Sarah <Sarah.Pelton@azag.gov>, Sparko Rochelle <rsparko@ncdoj.gov>, Martindale Thomas <Thomas.Martindale@atg.in.gov>, Greg Taylor <gtaylor@tlgdc.com>
Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Hi Neil,

We are available to talk tomorrow between 1:30-3:00pmET. Does that timeframe work for you? If so, we can send a calendar invite.

From: Erin Leahy
Sent: Wednesday, April 30, 2025 11:50 AM
To: Neil Ende <nende@tlgdc.com>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>
Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

We will get back with you later today with some dates/times when we are available to discuss the ESI.

Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>
Sent: Wednesday, April 30, 2025 10:53 AM
To: Erin Leahy <erin.leahy@OhioAGO.gov>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>
Subject: Re: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Please let us know when you are available for a call to discuss.

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Monday, April 28, 2025 at 1:24 PM
To: Neil Ende <nende@tlgdc.com>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>, alyse.meislik@azag.gov <alyse.meislik@azag.gov>, Swetnam Douglas <douglas.swetnam@atg.in.gov>, Jones Dylan <Dylan.Jones@azag.gov>, Dilweg Laura <Laura.Dilweg@azag.gov>, Singer Nelson Michel <michel.singernelson@coag.gov>, Pelton Sarah <Sarah.Pelton@azag.gov>, Sparko Rochelle <rsparko@ncdoj.gov>, Martindale Thomas <Thomas.Martindale@atg.in.gov>, Greg Taylor <gtaylor@tlgdc.com>
Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Hi Neil and Greg,

We wanted to follow up with you to see if you had any revisions to the draft ESI protocol circulated to you on Tuesday, April 15th. I am attaching it again. If it is acceptable to you, we can get it filed by submitting it for the Court's review with an unopposed motion similar to the one filed for the entry of the protective order.

Please let us know if this version is acceptable to you, if you have revisions or would like to set up a call to discuss.

Thanks, Erin

From: Erin Leahy
Sent: Tuesday, April 15, 2025 5:04 PM
To: Neil Ende <nende@tlgdc.com>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>
Subject: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom
Importance: High

Hi Neil:

It seems that you are raising a concern that is not currently at issue. Defendants' Requests for Admission were not directed to each of the 49 Plaintiffs. The Requests for Admission were directed to the four Lead Plaintiff States and to the eleven States that brought state law claims.

The purpose of our request for an agenda as to nature of your disputes is to ensure that we are prepared to have a meaningful discussion. It is unclear why you would not want us to be prepared to discuss and respond to your concerns as that is the point of a meet and confer. As you are requesting a meeting with at least 13 attorneys, it would certainly be the best use of time for everyone to be prepared to discuss the nature of the disputes. For these reasons, we ask that you, at a minimum, identify the specific requests you want to address during any meeting. We can certainly listen to your concerns on the call and respond if we are able. However, without some notice as to the nature of the disputes, it may be likely that we would need to set another call to fully respond to your concerns after we've had a chance to review the specific requests at issue and discuss with the respective Plaintiffs. Please let us know how you'd like to proceed.

I am attaching a draft of a Stipulated Protocol for ESI and Hard Copy documents. Please let us know if you'd like to set up a call to discuss.

Thank you, Erin



Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>

Sent: Monday, April 14, 2025 11:49 AM

To: Erin Leahy <erin.leahy@OhioAGO.gov>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>

Subject: Re: Plaintiffs' First Request for Production to Avid Telecom

Erin:

Thank you for your email and for agreeing to have an authorized representative of each of the 12 individual state Plaintiffs present at the meet and confer. Upon further consideration, however, we believe that we need to have an authorized representative of *each* of the 50 Plaintiffs present at the meet and confer as well as at all future meetings regarding discovery issues. Indeed, as you certainly understand, by signing the complaint, a representative of each of the Plaintiffs—not just the leadership team—has personally represented that he/she has conducted a good faith review of the complaint and that each allegation of fact and each claim at law—both federal and state—is well founded. Moreover, as the Requests for Admission were directed to each of the Plaintiffs—not just certain Plaintiffs or to the leadership team—we have the absolute right to inquire directly of each of them as to their personal knowledge of the state-specific facts allegedly supporting the complaint as well as their discovery responses, of which only each state-specific representative has the required personal knowledge. ***Thus, to be clear, the request by the non-leadership team states that we deal only with the leadership team is rejected.***

Please reach out directly to a representative of each state to confirm their availability (or let us know if you would prefer that we do so). If any state is not prepared to participate fully in the discovery process and defend its federal and state claims on an individual basis, it is welcome to withdraw. (or we will request that the complaint be dismissed with prejudice as to that state, e.g., for failure to prosecute). However, as long as each state is a signatory to the complaint, it must defend its claims as well as its discovery responses to all state and federal claims on an individual basis.

It is our intention to take this matter to the judge if we cannot reach agreement with each of the states. Please note that our insistence on interacting directly with each state, for now, relates only to discovery matters; we are willing to work with the leadership team on other generic pleading/legal issues.

We are not comfortable sending our topics of inquiry in advance and we do not believe that we are required to do so. We will make those inquiries, as we deem appropriate, on a state-by-state basis, at the meet and confer conference.

Neil S. Ende
 Managing Partner
 Technology Law Group
 202.256.0120
 TLG Conference Bridge:
 703.229.6741, PIN: 854#

Sent from my iPhone

On Apr 11, 2025, at 1:17 PM, Erin Leahy <erin.leahy@ohioago.gov> wrote:

Hi Neil,

We will agree to extensions to April 30 for responses from all three defendants. If you require additional time beyond these extensions, we ask you to seek intervention of the Court based on the narratives Greg has provided to us as to why you require additional time to respond to Plaintiffs' outstanding discovery requests. As to your confusion on the receipt of the discovery demands for Avid described in Greg's emails, moving forward, let's all agree that email correspondence will lead with the following in the subject line: "**AZ v. Avid Telecom**". Additionally, *all* counsel of record for the lead plaintiff states should be included in all emails, not just Tracy and me.

Further, if Greg would like us to continue to correspond with him directly, he will need to file his pro hac in this matter so that he is recognized as counsel of record and receives the ECF notifications.

We have been working on an ESI protocol. We will send it later today or by Monday/Tuesday next week at the latest.

We have shared with the State Claims States your request to have a meet-and-confer that includes counsel for the State Claims States in addition to the Leadership team. We have also kept the State Claims States apprised of all of our dealings with counsel in this matter. For this reason and others, the State Claims States would prefer for you to continue to deal with the Leadership team exclusively on this matter. Nevertheless, if necessary, they are willing to join a call with you and the Lead states. However, we must insist that you provide a detailed agenda in advance as to the nature of the disputes at issue so that we may be prepared to discuss. This will ensure the meeting is as productive as possible. Please let us know when you will provide an agenda and we will send you dates/times of availability.

Have a good weekend.

Thanks, Erin

<image001.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Erin.Leahy@OhioAGO.gov

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prohibited. If you have received this communication in error, please notify me immediately by telephone.

From: Neil Ende <nende@tlgdc.com>
Sent: Friday, April 11, 2025 11:00 AM
To: Erin Leahy <erin.leahy@OhioAGO.gov>; Nayer, Tracy <Tnayer@ncdoj.gov>
Cc: Alyse.Meislik@azag.gov; Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov) <douglas.swetnam@atg.in.gov>; Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) <Dylan.Jones@azag.gov>; Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) <Laura.Dilweg@azag.gov>; Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) <michel.singernelson@coag.gov>; Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) <Sarah.Pelton@azag.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov) <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>
Subject: Re: RE: Plaintiffs' First Request for Production to Avid Telecom

We will respond to your outstanding requests to all three defendants by April 30 on the assumption that we have an ESI agreement in place by then that makes it possible for both sides to respond.

Given the number of players on your side, I suggest that you determine several common dates of availability and provide them to me rather than my picking dates essentially at random. Agreed?

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Friday, April 4, 2025 at 3:04 PM
To: Neil Ende <nende@tlgdc.com>, Nayer, Tracy <Tnayer@ncdoj.gov>
Cc: Alyse.Meislik@azag.gov <Alyse.Meislik@azag.gov>, Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov) <douglas.swetnam@atg.in.gov>, Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) <Dylan.Jones@azag.gov>, Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) <Laura.Dilweg@azag.gov>, Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) <michel.singernelson@coag.gov>, Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) <Sarah.Pelton@azag.gov>, Sparko, Rochelle <rsparko@NCDOJ.GOV>, Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov) <Thomas.Martindale@atg.in.gov>, Greg Taylor <gtaylor@tlgdc.com>
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Hi Neil,

As indicated in the attached previous email, Plaintiffs would like to get an ESI agreement in place prior to producing the remaining production so that we have agreement on the specifics of the production. The CDRs records alone are 7 terabytes. We have been working on a draft and plan to get that to you next week.

Regarding your request for a meet and confer as to our responses to the Requests for Admission, we are happy to coordinate a call and will ensure that a representative from each of the states with state law claims is available to discuss issues of law and fact, as well as the other states you mentioned to discuss the federal claims. Would you like to propose some dates and times that will work for you? Given the number of participants that may be involved, it would be best to provide a handful of date/time options and likely in the afternoon since we have some folks in other time zones. We have a group of states that meet weekly for this case on Tuesdays at 2pmET. The standing group does not include all the states with state law claims, but it may be a good day/time option since it is already reserved on many of our calendars.

Additionally, in light of our need to get the ESI agreement in place for the production of documents, we will consent to the requested extension (to April 30) to respond to Plaintiffs' First Set of Requests for Production to Avid Telecom. If possible, we would appreciate it if you are able to at least provide the written responses by April 11.

Sincerely,

<image001.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Fax number: 866-768-2648

Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>

Sent: Wednesday, April 2, 2025 11:23 AM

To: Nayer, Tracy <Tnayer@ncdoj.gov>

Cc: Alyse.Meislik@azag.gov; Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov)

<douglas.swetnam@atg.in.gov>; Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) <Dylan.Jones@azag.gov>;

Erin Leahy <erin.leahy@OhioAGO.gov>; Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov)
<Laura.Dilweg@azag.gov>; Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov)
<michel.singernelson@coag.gov>; Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov)
<Sarah.Pelton@azag.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Thomas Martindale (IN AG)
(Thomas.Martindale@atg.in.gov) <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>
Subject: Re: Plaintiffs' First Request for Production to Avid Telecom
Importance: High

Tracy:

Good morning!

Thank you for your email and the offer of a short extension of time.

Given the extraordinary (we'll leave it as that for now) scope of your requests (hundreds of requests, many with large numbers of subparts) and the very limited economic and personnel resources available to our clients, we will not be able to respond by April 11. We will need *at least* the 30-day extension that we requested.

Please advise if you will consent or whether we need to seek relief from the Court.

Do you have an update of the AG's incomplete responses to our first requests? We would like to receive full production/responses ASAP and we want to set a time shortly thereafter for a meet and confer call. We are particularly interested in discussion as number of very concerning responses we received to our Requests for Admission. To be clear, at a minimum, we need to have an AG-representative on that meet and confer call that works directly for each of the (12) individual state Plaintiffs to address state law fact/law issues, as well as an AG-representative of the following states to address the facts/legal issues relevant to the federal claims: Arizona, Colorado Indiana, North Carolina and Ohio. As each of the individual states has made factual and legal representations and claims, we clearly have the right to engage with a representative of each Plaintiff *directly*. As a member of the leadership team, we ask that you facilitate our ability to do so by coordinating a day/time for a call that includes a AAG from each if the identified states.

We look forward to your timely response.

Thank you.

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Nayer, Tracy


Date: Wednesday, April 2, 2025 at 10:51 AM

To: Greg Taylor , Neil Ende

Cc: Alyse.Meislik@azag.gov , Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov) , Dylan

Jones (AZ AG) (Dylan.Jones@azag.gov) , Erin Leahy (OH AG) (erin.leahy@ohioago.gov) , Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) , Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) , Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) , Sparko, Rochelle , Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov)
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Thank you for your response, Greg. At this time, Plaintiffs can agree to enlarge the date responses are due to Plaintiffs' First Set of Requests for Production to Avid Telecom to Friday, April 11.

 **Tracy Nayer**
Special Deputy Attorney General
Consumer Protection Division
North Carolina Department of Justice
(919) 716-6581
tnayer@ncdoj.gov
Post Office Box 629, Raleigh, NC 27602
114 West Edenton Street, Raleigh, NC 27603
<https://ncdoj.gov/>

Please note messages to or from this address may be public records.

From: Greg Taylor
Sent: Monday, March 31, 2025 2:40 PM
To: Erin Leahy ; Neil Ende
Cc: Nayer, Tracy ; Sparko, Rochelle ; Michel Singer Nelson ; Swetnam, Douglas ; Meislik, Alyse ; Jones, Dylan ; Dilweg, Laura ; Pelton, Sarah ; Martindale, Thomas L
Subject: Re: Plaintiffs' First Request for Production to Avid Telecom

Erin:

Apologies for the late reply.

We are working diligently to provide responses to the voluminous requests. Despite our efforts, we are still in the process of gathering documents that still need to be reviewed for privilege, etc.

We ask to amend our response date to April 30 to give us time to fully respond to your requests.

Please confirm your agreement with the forgoing.

Best,
Greg

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Monday, March 31, 2025 at 12:08 PM
To: Neil Ende <nende@tlgdc.com>, Greg Taylor <gtaylor@tlgdc.com>
Cc: "Nayer, Tracy" <Tnayer@ncdoj.gov>, "Sparko, Rochelle" <rsparko@ncdoj.gov>, Michel Singer Nelson <michel.singernelson@coag.gov>, "Swetnam, Douglas" <Douglas.Swetnam@atg.in.gov>, "Meislik, Alyse" <Alyse.Meislik@azag.gov>, "Jones, Dylan" <Dylan.Jones@azag.gov>, "Dilweg, Laura" <ldilweg@azag.gov>, "Pelton, Sarah" <Sarah.Pelton@azag.gov>, "Martindale, Thomas L"

<Thomas.Martindale@atg.in.gov>

Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Hello Neil and Greg,

I have not received a response to my email below regarding the overdue discovery responses from Avid Telecom. Please provide an update.

Sincerely,

<image003.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Fax number: 866-768-2648

Erin.Leahy@OhioAGO.gov

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From: Erin Leahy

Sent: Wednesday, March 26, 2025 5:02 PM

To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com

Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Michel Singer Nelson <michel.singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>

Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon Neil and Greg,

We have not received written responses to the Plaintiffs' First Set of Requests for Production to Avid Telecom which were served on February 21, 2025. The responses were due Monday, March 24, 2025.

Please provide the responses at your earliest convenience.

Sincerely,

<image003.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Fax number: 866-768-2648

Erin.Leahy@OhioAGO.gov

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From: Martindale, Thomas L <Thomas.Martindale@atg.in.gov>

Sent: Friday, February 21, 2025 12:39 PM

To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com

Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Patrick Crotty <Patrick.Crotty@MyFloridaLegal.com>; Michel Singer Nelson <michel.singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>

Subject: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon,

Attached you will find Plaintiffs' First Request for Production to Avid Telecom. Please respond with your production within 30 days. If physical production is necessary, please provide that to the Arizona Attorney General's Office.

Thank you, Tom

Thomas Martindale

Deputy Attorney General
Data Privacy & Identity Theft Unit
Consumer Protection Division
Office of Attorney General Todd Rokita
302 West Washington Street, IGCS 5th Floor
Indianapolis, IN 46204
p: (317)232-7751 | f: (317)232-7979
thomas.martindale@atg.in.gov

Exhibit I

Pelton, Sarah

From: Neil Ende <nende@tlgdc.com>
Sent: Friday, May 2, 2025 6:29 PM
To: Erin Leahy
Cc: Tracy Nayer; Meislik, Alyse; Swetnam Douglas; Jones, Dylan; Dilweg, Laura; Singer Nelson Michel; Pelton, Sarah; Sparko Rochelle; Martindale Thomas
Subject: Re: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom
Attachments: Pls' 1st RFPs to Lansky (Responses-As Served-05-02-25).pdf; Pls' 1st RFPs to Lansky (Responses-As Served-05-02-25).pdf; Pls' 1st RFPs to Lansky (Responses-As Served-05-02-25).pdf

Attached are Defendants' Responses.

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Wednesday, April 30, 2025 at 5:41 PM
To: Greg Taylor <gtaylor@tlgdc.com>, Neil Ende <nende@tlgdc.com>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>, alyse.meislik@azag.gov <alyse.meislik@azag.gov>, Swetnam Douglas <douglas.swetnam@atg.in.gov>, Jones Dylan <Dylan.Jones@azag.gov>, Dilweg Laura <Laura.Dilweg@azag.gov>, Singer Nelson Michel <michel.singernelson@coag.gov>, Pelton Sarah <Sarah.Pelton@azag.gov>, Sparko Rochelle <rsparko@ncdoj.gov>, Martindale Thomas <Thomas.Martindale@atg.in.gov>
Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Hi Greg,

It looks like the best time for us to meet next week will be Thursday, May 8 between 1pm-3pmET. Does that work for you?

Thanks

From: Erin Leahy
Sent: Wednesday, April 30, 2025 3:13 PM
To: Greg Taylor <gtaylor@tlgdc.com>; Neil Ende <nende@tlgdc.com>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>
Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Hi Greg:

We are amenable to an extension to Friday, May 2nd for responses to the three sets of RFPs to Defendants.

We will get back to you on dates/times of availability next week for a call about the ESI.

Thanks, Erin

From: Greg Taylor <gtaylor@tlgdc.com>

Sent: Wednesday, April 30, 2025 2:49 PM

To: Erin Leahy <erin.leahy@OhioAGO.gov>; Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>

Subject: Re: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Erin:

We are still working on the document responses. I'm not sure we will be finished today, but I am sure we will have them completed before COB, Friday. Relatedly, we would like to have our discussion next week so that it does not detract our attention from the RFPs.

If it is acceptable to you and/or the leadership states to allow us until COB Friday to respond to the RFPs, please confirm. Also, please advise of your availability next week for the discussion re: ESI.

Best,
Greg

From: Erin Leahy <erin.leahy@OhioAGO.gov>

Date: Wednesday, April 30, 2025 at 11:52 AM

To: Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>, "alyse.meislik@azag.gov" <alyse.meislik@azag.gov>, Swetnam Douglas <douglas.swetnam@atg.in.gov>, Jones Dylan <Dylan.Jones@azag.gov>, Dilweg Laura <Laura.Dilweg@azag.gov>, Singer Nelson Michel <michel.singernelson@coag.gov>, Pelton Sarah <Sarah.Pelton@azag.gov>, Sparko Rochelle <rsparko@ncdoj.gov>, Martindale Thomas <Thomas.Martindale@atg.in.gov>, Greg Taylor <gtaylor@tlgdc.com>

Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Hi Neil,

We are available to talk tomorrow between 1:30-3:00pmET. Does that timeframe work for you? If so, we can send a calendar invite.

From: Erin Leahy

Sent: Wednesday, April 30, 2025 11:50 AM

To: Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel

<michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>;
Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>

Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

We will get back with you later today with some dates/times when we are available to discuss the ESI.

Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>

Sent: Wednesday, April 30, 2025 10:53 AM

To: Erin Leahy <erin.leahy@OhioAGO.gov>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>

Subject: Re: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Please let us know when you are available for a call to discuss.

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Erin Leahy <erin.leahy@OhioAGO.gov>

Date: Monday, April 28, 2025 at 1:24 PM

To: Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>, alyse.meislik@azag.gov <alyse.meislik@azag.gov>, Swetnam Douglas <douglas.swetnam@atg.in.gov>, Jones Dylan <Dylan.Jones@azag.gov>, Dilweg Laura <Laura.Dilweg@azag.gov>, Singer Nelson Michel <michel.singernelson@coag.gov>, Pelton Sarah

<Sarah.Pelton@azag.gov>, Sparko Rochelle <rsparko@ncdoj.gov>, Martindale Thomas
<Thomas.Martindale@atg.in.gov>, Greg Taylor <gtaylor@tlgdc.com>

Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Hi Neil and Greg,

We wanted to follow up with you to see if you had any revisions to the draft ESI protocol circulated to you on Tuesday, April 15th. I am attaching it again. If it is acceptable to you, we can get it filed by submitting it for the Court's review with an unopposed motion similar to the one filed for the entry of the protective order.

Please let us know if this version is acceptable to you, if you have revisions or would like to set up a call to discuss.

Thanks, Erin

From: Erin Leahy

Sent: Tuesday, April 15, 2025 5:04 PM

To: Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>

Subject: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Importance: High

Hi Neil:

It seems that you are raising a concern that is not currently at issue. Defendants' Requests for Admission were not directed to each of the 49 Plaintiffs. The Requests for Admission were directed to the four Lead Plaintiff States and to the eleven States that brought state law claims.

The purpose of our request for an agenda as to nature of your disputes is to ensure that we are prepared to have a meaningful discussion. It is unclear why you would not want us to be prepared to discuss and respond to your concerns as that is the point of a meet and confer. As you are requesting a meeting with at least 13 attorneys, it would certainly be the best use of time for everyone to be prepared to discuss the nature of the disputes. For these reasons, we ask that you, at a minimum, identify the specific requests you want to address during any meeting. We can certainly listen to your concerns on the call and respond if we are able. However, without some notice as to the nature of the disputes, it may be likely that we would need to set another call to fully respond to your concerns after we've had a chance to review the specific requests at issue and discuss with the respective Plaintiffs. Please let us know how you'd like to proceed.

I am attaching a draft of a Stipulated Protocol for ESI and Hard Copy documents. Please let us know if you'd like to set up a call to discuss.

Thank you, Erin



Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>

Sent: Monday, April 14, 2025 11:49 AM

To: Erin Leahy <erin.leahy@OhioAGO.gov>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>

Subject: Re: Plaintiffs' First Request for Production to Avid Telecom

Erin:

Thank you for your email and for agreeing to have an authorized representative of each of the 12 individual state Plaintiffs present at the meet and confer. Upon further consideration, however, we believe that we need to have an authorized representative of *each* of the 50 Plaintiffs present at the meet and confer as well as at all future meetings regarding discovery issues. Indeed, as you certainly understand, by signing the complaint, a representative of each of the Plaintiffs—not just the leadership team—has personally represented that he/she has conducted a good faith review of the complaint and that each allegation of fact and each claim at law—both federal and state—is well founded. Moreover, as the Requests for Admission were directed to each of the Plaintiffs—not just certain Plaintiffs or to the leadership team—we have the absolute right to inquire directly of each of them as to their personal knowledge of the state-specific facts allegedly supporting the complaint as well as their discovery responses, of which only each state-specific representative has the required personal knowledge. ***Thus, to be clear, the request by the non-leadership team states that we deal only with the leadership team is rejected.***

Please reach out directly to a representative of each state to confirm their availability (or let us know if you would prefer that we do so). If any state is not prepared to participate fully in the discovery process and defend its federal and state claims on an individual basis, it is welcome to withdraw. (or we will request that the complaint be dismissed with prejudice as to that state, e.g., for failure to prosecute). However, as long as each state is a signatory to the complaint, it must defend its claims as well as its discovery responses to all state and federal claims on an individual basis.

It is our intention to take this matter to the judge if we cannot reach agreement with each of the states. Please note that our insistence on interacting directly with each state, for now, relates only to discovery matters; we are willing to work with the leadership team on other generic pleading/legal issues.

We are not comfortable sending our topics of inquiry in advance and we do not believe that we are required to do so. We will make those inquiries, as we deem appropriate, on a state-by-state basis, at the meet and confer conference.

Neil S. Ende
Managing Partner
Technology Law Group
202.256.0120
TLG Conference Bridge:
703.229.6741, PIN: 854#

Sent from my iPhone

On Apr 11, 2025, at 1:17 PM, Erin Leahy <erin.leahy@ohioago.gov> wrote:

Hi Neil,

We will agree to extensions to April 30 for responses from all three defendants. If you require additional time beyond these extensions, we ask you to seek intervention of the Court based on the narratives Greg has provided to us as to why you require additional time to respond to Plaintiffs' outstanding discovery requests. As to your confusion on the receipt of the discovery demands for Avid described in Greg's emails, moving forward, let's all agree that email correspondence will lead with the following in the subject line: "**AZ v. Avid Telecom**". Additionally, *all* counsel of record for the lead plaintiff states should be included in all emails, not just Tracy and me.

Further, if Greg would like us to continue to correspond with him directly, he will need to file his pro hac in this matter so that he is recognized as counsel of record and receives the ECF notifications.

We have been working on an ESI protocol. We will send it later today or by Monday/Tuesday next week at the latest.

We have shared with the State Claims States your request to have a meet-and-confer that includes counsel for the State Claims States in addition to the Leadership team. We have also kept the State Claims States apprised of all of our dealings with counsel in this matter. For this reason and others, the State Claims States would prefer for you to continue to deal with the Leadership team exclusively on this matter. Nevertheless, if necessary, they are willing to join a call with you and the Lead states. However, we must insist that you provide a detailed agenda in advance as to the nature of the disputes at issue so that we may be prepared to discuss. This will ensure the meeting is as productive as possible. Please let us know when you will provide an agenda and we will send you dates/times of availability.

Have a good weekend.

Thanks, Erin

<image001.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Erin.Leahy@OhioAGO.gov

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communication is strictly prohibited. If you have received this communication in error, please notify me immediately by telephone.

From: Neil Ende <nende@tlgdc.com>
Sent: Friday, April 11, 2025 11:00 AM
To: Erin Leahy <erin.leahy@OhioAGO.gov>; Nayer, Tracy <Tnayer@ncdoj.gov>
Cc: Alyse.Meislik@azag.gov; Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov) <douglas.swetnam@atg.in.gov>; Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) <Dylan.Jones@azag.gov>; Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) <Laura.Dilweg@azag.gov>; Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) <michel.singernelson@coag.gov>; Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) <Sarah.Pelton@azag.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov) <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>
Subject: Re: RE: Plaintiffs' First Request for Production to Avid Telecom

We will respond to your outstanding requests to all three defendants by April 30 on the assumption that we have an ESI agreement in place by then that makes it possible for both sides to respond.

Given the number of players on your side, I suggest that you determine several common dates of availability and provide them to me rather than my picking dates essentially at random. Agreed?

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Friday, April 4, 2025 at 3:04 PM
To: Neil Ende <nende@tlgdc.com>, Nayer, Tracy <Tnayer@ncdoj.gov>
Cc: Alyse.Meislik@azag.gov <Alyse.Meislik@azag.gov>, Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov) <douglas.swetnam@atg.in.gov>, Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) <Dylan.Jones@azag.gov>, Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) <Laura.Dilweg@azag.gov>, Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) <michel.singernelson@coag.gov>, Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) <Sarah.Pelton@azag.gov>, Sparko, Rochelle <rsparko@NCDOJ.GOV>, Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov) <Thomas.Martindale@atg.in.gov>, Greg Taylor <gtaylor@tlgdc.com>
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

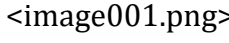
Hi Neil,

As indicated in the attached previous email, Plaintiffs would like to get an ESI agreement in place prior to producing the remaining production so that we have agreement on the specifics of the production. The CDRs records alone are 7 terabytes. We have been working on a draft and plan to get that to you next week.

Regarding your request for a meet and confer as to our responses to the Requests for Admission, we are happy to coordinate a call and will ensure that a representative from each of the states with state law claims is available to discuss issues of law and fact, as well as the other states you mentioned to discuss the federal claims. Would you like to propose some dates and times that will work for you? Given the number of participants that may be involved, it would be best to provide a handful of date/time options and likely in the afternoon since we have some folks in other time zones. We have a group of states that meet weekly for this case on Tuesdays at 2pmET. The standing group does not include all the states with state law claims, but it may be a good day/time option since it is already reserved on many of our calendars.

Additionally, in light of our need to get the ESI agreement in place for the production of documents, we will consent to the requested extension (to April 30) to respond to Plaintiffs' First Set of Requests for Production to Avid Telecom. If possible, we would appreciate it if you are able to at least provide the written responses by April 11.

Sincerely,

 Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Fax number: 866-768-2648

Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>

Sent: Wednesday, April 2, 2025 11:23 AM

To: Nayer, Tracy <Tnayer@ncdoj.gov>

Cc: Alyse.Meislik@azag.gov; Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov) <douglas.swetnam@atg.in.gov>; Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) <Dylan.Jones@azag.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) <Laura.Dilweg@azag.gov>; Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) <michel.singernelson@coag.gov>; Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) <Sarah.Pelton@azag.gov>; Sparko, Rochelle <rsparko@NCDNJ.GOV>; Thomas Martindale (IN AG)

(Thomas.Martindale@atg.in.gov) <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>

Subject: Re: Plaintiffs' First Request for Production to Avid Telecom

Importance: High

Tracy:

Good morning!

Thank you for your email and the offer of a short extension of time.

Given the extraordinary (we'll leave it as that for now) scope of your requests (hundreds of requests, many with large numbers of subparts) and the very limited economic and personnel resources available to our clients, we will not be able to respond by April 11. We will need *at least* the 30-day extension that we requested.

Please advise if you will consent or whether we need to seek relief from the Court.

Do you have an update of the AG's incomplete responses to our first requests? We would like to receive full production/responses ASAP and we want to set a time shortly thereafter for a meet and confer call. We are particularly interested in discussion as number of very concerning responses we received to our Requests for Admission. To be clear, at a minimum, we need to have an AG-representative on that meet and confer call that works directly for each of the (12) individual state Plaintiffs to address state law fact/law issues, as well as an AG-representative of the following states to address the facts/legal issues relevant to the federal claims: Arizona, Colorado Indiana, North Carolina and Ohio. As each of the individual states has made factual and legal representations and claims, we clearly have the right to engage with a representative of each Plaintiff *directly*. As a member of the leadership team, we ask that you facilitate our ability to do so by coordinating a day/time for a call that includes a AAG from each if the identified states.

We look forward to your timely response.

Thank you.

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Nayer, Tracy

Date: Wednesday, April 2, 2025 at 10:51 AM


To: Greg Taylor , Neil Ende

Cc: Alyse.Meislik@azag.gov , Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov) , Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) , Erin Leahy (OH AG) (erin.leahy@ohioago.gov) , Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) , Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) , Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) , Sparko,

Rochelle , Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov)

Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Thank you for your response, Greg. At this time, Plaintiffs can agree to enlarge the date responses are due to Plaintiffs' First Set of Requests for Production to Avid Telecom to Friday, April 11.

 **Tracy Nayer**
Special Deputy Attorney General
Consumer Protection Division
North Carolina Department of Justice
(919) 716-6581
tnayer@ncdoj.gov
Post Office Box 629, Raleigh, NC 27602
114 West Edenton Street, Raleigh, NC 27603
<https://ncdoj.gov/>

Please note messages to or from this address may be public records.

From: Greg Taylor
Sent: Monday, March 31, 2025 2:40 PM
To: Erin Leahy ; Neil Ende
Cc: Nayer, Tracy ; Sparko, Rochelle ; Michel Singer Nelson ; Swetnam, Douglas ; Meislik, Alyse ; Jones, Dylan ; Dilweg, Laura ; Pelton, Sarah ; Martindale, Thomas L
Subject: Re: Plaintiffs' First Request for Production to Avid Telecom

Erin:

Apologies for the late reply.

We are working diligently to provide responses to the voluminous requests. Despite our efforts, we are still in the process of gathering documents that still need to be reviewed for privilege, etc.

We ask to amend our response date to April 30 to give us time to fully respond to your requests.

Please confirm your agreement with the forgoing.

Best,
Greg

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Monday, March 31, 2025 at 12:08 PM
To: Neil Ende <nende@tlgdc.com>, Greg Taylor <gtaylor@tlgdc.com>
Cc: "Nayer, Tracy" <Tnayer@ncdoj.gov>, "Sparko, Rochelle" <rsparko@ncdoj.gov>, Michel Singer Nelson <michel.singernelson@coag.gov>, "Swetnam, Douglas" <Douglas.Swetnam@atg.in.gov>, "Meislik, Alyse" <Alyse.Meislik@azag.gov>, "Jones, Dylan" <Dylan.Jones@azag.gov>, "Dilweg, Laura" <ldilweg@azag.gov>, "Pelton, Sarah" <Sarah.Pelton@azag.gov>, "Martindale, Thomas L" <Thomas.Martindale@atg.in.gov>
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Hello Neil and Greg,

I have not received a response to my email below regarding the overdue discovery responses from Avid Telecom. Please provide an update.

Sincerely,

<image003.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Fax number: 866-768-2648

Erin.Leahy@OhioAGO.gov

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From: Erin Leahy

Sent: Wednesday, March 26, 2025 5:02 PM

To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com

Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Michel Singer Nelson <michel.singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>

Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon Neil and Greg,

We have not received written responses to the Plaintiffs' First Set of Requests for Production to Avid Telecom which were served on February 21, 2025. The responses were due Monday, March 24, 2025.

Please provide the responses at your earliest convenience.

Sincerely,

<image003.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Fax number: 866-768-2648
Erin.Leahy@OhioAGO.gov

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From: Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Sent: Friday, February 21, 2025 12:39 PM
To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com
Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Patrick Crotty <Patrick.Crotty@MyFloridaLegal.com>; Michel Singer Nelson <michel.singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Subject: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon,

Attached you will find Plaintiffs' First Request for Production to Avid Telecom. Please respond with your production within 30 days. If physical production is necessary, please provide that to the Arizona Attorney General's Office.

Thank you, Tom

Thomas Martindale
Deputy Attorney General
Data Privacy & Identity Theft Unit
Consumer Protection Division
Office of Attorney General Todd Rokita
302 West Washington Street, IGCS 5th Floor
Indianapolis, IN 46204
p: (317)232-7751 | f: (317)232-7979
thomas.martindale@atg.in.gov

Exhibit J

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

State of Arizona, *ex rel.* Kristin K. Mayes, Attorney General; et
al.,

Plaintiffs, v.

Michael D. Lansky, L.L.C., dba Avid
Telecom, et al.,

Defendants.

No. 4:23-CV-00233-TUC-CKJ

**RESPONSE TO PLAINTIFFS' FIRST RULE 34
REQUESTS FOR PRODUCTION TO MICHAEL D. LANSKY**

Defendant Michael D. Lansky, by and through its undersigned counsel, hereby responds to Plaintiffs' First Requests for Production of Documents to Michael D. Lansky.

GENERAL OBJECTIONS

Lansky objects to these Requests to the extent that they seek to require production of documents in a manner that is inconsistent with and/or in excess of the requirements of any applicable evidentiary rule, including without limitation, the federal rules.

RESPONSES TO REQUESTS FOR PRODUCTION

1. Provide all Documents reflecting and Communications Regarding the terms of all contracts, agreements, and other business relationships between You and Corporate Defendant.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Subject to and without waiving the forgoing objections, Defendants will produce all non-privileged, responsive documents in their possession, custody or control.

Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

2. Provide Documents and Communications Regarding all invoices, bills, payment records or other Documents Relating to requests for payment or otherwise Regarding payment between You and Corporate Defendant's Upstream Customers.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs

of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Notwithstanding and without limiting the scope of the effect of the above objections, Defendant also objects to this request as it is unintelligible as drafted. Defendant is prepared to meet and confer to gain an understanding of what documents are being sought.

3. Provide all Documents and Communications Regarding any soft switches or other services Corporate Defendant uses or used to Transmit calls, including but not limited to contracts, terms of use, user guides, and technical manuals.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant. Defendant is prepared to meet and confer to discuss a response to a properly narrowed request.

4. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to Your or the Corporate Defendant's compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), and HH (§§64.6300 to 6308)) and all other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible

discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendant is prepared to meet and confer to discuss a response to a properly narrowed request.

5. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to the training of Your or Corporate Defendant's officers, employees, independent contractors, partners, agents, parents, controlled subsidiaries, affiliates, assigns, representatives, and all Persons acting on You or Corporate Defendant's behalf to instruct them about compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), and HH (§§ 64.6300 to 6308)), and all other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendant is prepared to meet and confer to discuss a response to a properly narrowed request.

6. Provide all Communications or Documents Relating to Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communication that Relate to compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), HH (§§64.6300 to 6308)), or any other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendant is prepared to meet and confer to discuss a response to a properly narrowed request.

7. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to screening, onboarding, and Know Your Customer due diligence review for Non-Provider Customers and Upstream Providers for which Corporate Defendant was the Downstream

Provider, including specifications provided to any third parties used to help conduct Your review or Corporate Defendant's review.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendant is prepared to meet and confer to discuss a response to a properly narrowed request.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendant is prepared to meet and confer to discuss a response to a properly narrowed request.

8. Provide all Documents and Communications Regarding actions You took to verify or confirm the credibility, authenticity, or truthfulness of the following Documents provided by each Upstream Customer prior to or at the time the Upstream Customer was onboarded and before the Upstream Customer was activated on Corporate Defendant's network:

- a. FCC 499 Filer ID;
- b. FCC Registration Number ("FRN");

- c. Trade references from respected sources;
- d. A STIR/SHAKEN compliance plan;
- e. Bank references;
- f. State of incorporation;
- g. Federal tax ID;
- h. A description of kind(s) of traffic that they will deliver;
- i. Company's responsible parties;
- j. Any signed Master Service Agreement (MSA) with Avid Telecom;
- k. Proof of federal Universal Service Fund ("FUSF") compliance for the
current year; and
- l. Robocall Mitigation Plan filed in the Robocall Mitigation Database maintained by the FCC.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendant is prepared to meet and confer to discuss a response to a properly narrowed request.

9. Provide all Documents and Communications Regarding actions You took to verify or confirm the credibility, authenticity, or truthfulness of the Documents described in Request No. 8 that were provided after the Upstream Customer was activated on Corporate Defendant's network.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendant is prepared to meet and confer to discuss a response to a properly narrowed request.

10. Provide all Documents and Communications Relating to the activation and/or termination of the automated processes that You or Corporate Defendant had in place to block calls prior to hitting the routing engine in Your or Corporate Defendant's switch, as described in ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

11. Provide all Documents and Communications Relating to the implementation of automated processes that You or Corporate Defendant had in place to block calls prior to hitting the routing engine in Corporate Defendant's switch, as described in ECF Nos.

46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18, including the following processes:

- a. blocking calls with an invalid caller ID;
- b. blocking calls with matching originating and terminating numbers;
- c. blocking “Neighborhood Spoofing” calls (i.e., calls with the same “NPA/NXX”);
- d. blocking calls from blacklisted media IP’s (i.e., media IP’s that are known to have been used for scams, such as government and corporate impersonation.);
- e. blocking calls from phone numbers that are known to be used for Spoofing;
- f. blocking ANIs on a real time basis that produce less than 5% ASR, 5 second or less ACD, and any number with greater than 60% short duration calls (calls of 6 seconds or less);
- g. blocking calls from wireless ANIs unless the customer is a wireless carrier;
- h. blocking calls that have been labeled as “almost certainly” spam by YouMail; and
- i. blocking calls that are labeled as “scam” by YouMail.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made

available (i.e., electronic, hard copy).

12. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to blocking any calls that are not STIR/SHAKEN compliant. (*See* ECF Nos. 46-1 at 17, 46-2 at 17, 47-1 at 41, 48-2 at 17, 49-1 at 41)

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

13. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to blocking any calls from originating numbers on the SOMOS Do Not Originate list. (*See* ECF Nos. 46-1 at 17, 46-2 at 17, 47-1 at 41, 48-2 at 17, 49-1 at 41)

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant

objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

14. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to terminating Upstream or Downstream Providers where a provider has received "a material number of traceback 'tickets,'" as described by Defendants in ECF Nos. 46-1 at 4, 46-2 at 4, 47-1 at 21, 48-2 at 4, 49-1 at 21.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

15. Provide any Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to terminating Non-Provider Customers where they have received a material number of Tracebacks.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs

of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

16. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to determining, setting or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics (e.g., thresholds for answer-seizure ratios and/or average call durations).

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

17. Provide all Documents and Communications Relating to actions You took in determining, setting, or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics (e.g., thresholds for answer-seizure ratios and/or average call durations), call signaling, and other network-wide settings.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

18. Provide all Documents and Communications Relating to actions You took in determining, setting, or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics (e.g., thresholds for answer-seizure ratios and/or average call durations), call signaling, and other customer specific account settings for all Upstream Customers.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

19. Provide all Documents and Communications Relating to the “Dialer Special”

product or service, including Your role in developing or setting the same.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

20. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures to verify that Corporate Defendant's Non-Provider Customers are authorized to use the calling numbers that are passed to its network.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

21. Provide all Documents and Communications describing actions You took to continue to monitor the authorizations to use the calling numbers described in Request No.

20, and the actions You took if noncompliance was suspected and/or identified by You or Corporate Defendant, or brought to Your attention by members, agents, independent contractors, associates, employees, affiliates, supervisors, representatives and/or any other Person entitled to act or purporting to act on the Corporate Defendant's behalf, or by any third party.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants also object to this request as improperly compound. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendants are prepared to consider a properly framed request on these subjects.

22. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to monitoring, reviewing, and analyzing voice call traffic to identify patterns consistent with Suspicious Call Traffic or Robocalls from Non-Provider Customers or Upstream Providers for which Corporate Defendant was the Downstream Provider.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants also object to this request as improperly compound. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information

protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendants are prepared to consider a properly framed request on these subjects.

23. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to processes for segregating high volume, short duration traffic from other call traffic.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants also object to this request to the extent that the terms "segregating", "high volume", and "short duration" traffic are not adequately defined to allow a proper response. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendants are prepared to consider a properly framed request on these subjects.

24. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to processes for screening, monitoring, reviewing, and analyzing each type of traffic described in Request No. 23 to identify patterns consistent with Suspicious Call Traffic or Robocalls.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants also object to this request to the extent that the terms "screening", "monitoring", reviewing, and "analyzing" each type of traffic are not adequately defined to allow a proper response. Defendants further object

on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendants are prepared to consider a properly framed request on these subjects.

25. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to any consequences, including but not limited to suspension or termination, for an Upstream Provider or Non-Provider Customer if its call traffic demonstrates a pattern consistent with Suspicious Call Traffic or Robocalls. Please include Documents and Communications describing consequences Relating to misrouting high volume, short duration calls over non-short-duration routes.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants also object to this request to the extent that the terms "a pattern consistent with" are not adequately defined to allow a proper response. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendants are prepared to consider a properly framed request on these subjects.

26. Provide all Documents and Communications Relating to any regulatory investigations, complaints, and inquiries that have been conducted against You or Corporate Defendant Relating to Suspicious Call Traffic or Robocalls.

RESPONSE: Defendant objects to this request as the information it seeks is neither relevant nor reasonably likely to lead to admissible evidence. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Subject to and without waiving the forgoing objections, Defendants will produce all non-privileged, responsive documents in their possession, custody or control.

27. Provide all Documents and Communications Relating to the customer onboarding process for all Upstream Providers or Non-Provider Customers for which Corporate Defendant Transmitted calls to telephone numbers with area codes assigned to the United States.

RESPONSE: Defendant objects to this request as the information it seeks is neither relevant nor reasonably likely to lead to admissible evidence. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Subject to and without waiving the forgoing objections, Defendants will produce all non-privileged, responsive documents in their possession, custody or control.

28. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with all Upstream Providers or Non-Provider Customers from which Corporate Defendant Transmitted calls to telephone numbers with area codes assigned to the United States.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs

of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendant is prepared to meet and confer to discuss a properly narrowed request.

29. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with all Upstream Providers or Non-Provider Customers from which Corporate Defendant Transmitted calls addressing implementation or violations of any of Corporate Defendant's policies, practices, or procedures.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant also objects to this request as the phrase "calls addressing implementation or violations of any of Corporate Defendant's policies, practices, or procedures" is unintelligible as drafted. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendant is prepared to meet and confer to discuss a properly reworded request.

30. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, or (3) any Downstream Providers, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, Regarding Tracebacks, Robocalls, Do Not Call Complaints, or any suspensions, terminations, and/or threats of

suspension or termination You or Corporate Defendant received from any source.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant also objects to this request because it is compound and cannot be responded to as drafted. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendant is prepared to meet and confer to discuss a properly reworded request.

31. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, or (3) any Upstream Customer, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, Relating to Suspicious Call Traffic or Robocalls.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

32. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, (3) any third party, or (4) any Upstream Customer including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communication Regarding regulatory investigations, Do Not Call Complaints, civil investigative demands, subpoenas or inquiries

from civil or criminal law enforcement agencies or third parties that have been directed toward You or Corporate Defendant Relating to Suspicious Call Traffic or Robocalls.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

33. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, (3) any third party, or (4) any Downstream Provider, Regarding Tracebacks, Robocalls, or Do Not Call Complaints. Provide Communications involving You, Corporate Defendant, or the other Individual Defendant, as senders or recipients, Regarding any calls that Corporate Defendant Transmitted to telephone numbers assigned to any public safety answering point, hospital, medical physician or service office, health care facility, poison control center, or fire protection or law enforcement agency.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

34. Provide all Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Regarding the call traffic received from any Upstream Customer that Corporate Defendant Transmitted to telephone numbers with area codes assigned to the United States.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

35. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Regarding the solicitation and/or onboarding of customers or potential customers.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

36. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to suspension or termination of business relationships with Upstream Providers and Non- Provider Customers.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and

without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

37. Provide all Documents and Communications that Relate to Your or Corporate Defendant's receipt of and response to complaints about abusive, fraudulent, or unwanted telephone calls, or ensuring Corporate Defendant's compliance with state and federal telemarketing laws.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant also objects to this request as improperly compound. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

38. Provide all Documents and Communications Regarding Your payroll and other compensation records, including but not limited to Your W-2 and/or 1099 forms, any retirement or pension benefits, health, vision, dental, disability, and/or life insurance plans or premium reimbursements.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

39. Provide all Documents Relating to any payments to You for services provided by You or the Corporate Defendant.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the

case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

40. Provide all Documents Relating to payments You made on behalf of Corporate Defendant for corporate purchases and expenses.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

41. Provide all Documents Relating to Your requests for reimbursement from Corporate Defendant, and reimbursements made to You by Corporate Defendant, for corporate purchases and expenses.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

42. Provide all Documents Relating to payments Corporate Defendant made on Your behalf for personal purchases or expenses.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine,

common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

43. Provide all Documents Relating to Corporate Defendant's requests for reimbursements from You, and reimbursements made by You to Corporate Defendant, for personal purchases and expenses.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

44. Provide all Documents and Communications Relating to Corporate Defendant's acquisition or sale of fixed assets, and Corporate Defendant's authorization for You or the other Individual Defendant to use such assets.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

45. Provide all Documents Regarding any payment made by You to switch providers and/or any Person providing Robocall mitigation analytics or services.

Any responsive documents will be made available (i.e., electronic, hard copy).

46. Provide all Documents Regarding all annual payments You made to access phone numbers on the FTC's National Do Not Call Registry.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery

under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

47. Provide all Documents Relating to Your policies and/or procedures Regarding the sale, lease, assignment, or any other way in which You make DIDs available for use by any Person, to the extent that those policies and/or procedures differ from those of the Corporate Defendant, including but not limited to Documents Relating to payments.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

48. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies and procedures Regarding the sale, lease, assignment, or any other way in which You make DIDs available for use by any Person, including but not limited to Documents Relating to payments.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant also objects to this request as improperly compound. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

49. Provide all Documents Relating to Your purchase, lease, and/or assignment of DIDs from any Person, including but not limited to Documents Relating to payments.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

50. Provide all Documents identifying any Person to which You sold, leased, assigned, or otherwise made DIDs available.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

51. Provide all Documents Regarding payments made to You by any Person to which You sold, leased, assigned, or otherwise made DIDs available.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

52. Provide all Documents showing on a monthly basis the total number of DIDs sold, leased, assigned, or otherwise made available to each Person identified in Request No. 50.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

53. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Regarding Corporate Defendant's filings with the FCC, including but not limited to:

- a. Domestic Section 214 approval form;
- b. FCC Form 477;
- c. FCC Form 499-A Telecommunications Reporting Worksheet; d. FCC Form 499-Q Telecommunications Reporting Worksheet; e. FCC Form 502 Numbering Resource Utilization Forecast;
- f. Section 64.2009 Annual CPNI Compliance Certification;
- g. Annual Regulatory Fee Forms;
- h. International 214 Approval;
- i. International Service Tariff;
- j. All current or previous versions of any Robocall Mitigation Program or Plan filed in the Robocall Mitigation Database pursuant to 47 C.F.R. § 64.6305.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to

any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

54. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to Corporate Defendant's filings with any state public service commission or public utility commission Relating to Corporate Defendant's provision of voice services.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

55. Provide all versions of the Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to the following Documents maintained by Corporate Defendant pursuant to Arizona Revised Statute § 29-3410(A):

- a. Any lists of the full name and last known address of each member and manager;
- b. Any copies of the articles of organization and all amendments to the articles of organization;
- c. Any copies of all current and prior written operating agreements and amendments to all current and prior written operating agreements;
- d. Any record of a member's obligation to make a capital contribution to the company;
- e. Any copies of the company's federal, state and local income tax returns and reports, if any, for the three most recent years; and
- f. Any copies of the company's financial statements, if any, for the three most recent years.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the

case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

56. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to discovery requests in the *Avid Telecom LLC, et al. v. Frankel, et al.*, No. 4:22-cv-00558 (D. Ariz. 2022) litigation.

57. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to discovery requests in the *Michael D. Lansky, LLC, et al. v. TransNexus, Inc.*, No. 1:22-cv-04829 (N.D. Ga. 2022) litigation.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

59. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, with Downstream Providers

Regarding the civil investigative demands Relating to the Corporate Defendant issued by the North Carolina Department of Justice.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

60. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and third parties Relating to the *Rokita v. Michael D. Lansky, LLC, et al.*, No. 49D02-2211-MI-037726 (Marion County Superior Court 2, Ind., filed Nov. 1, 2022) litigation.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

61. Provide all Documents and Communications Relating to any written policies, practices, or procedures Relating to Corporate Defendant's record retention.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

62. Provide all account history logs for each Upstream Customer.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant also objects to this request as the term "account history logs" is not defined with sufficient specificity to allow a proper response. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendants are prepared

to meet and confer to discuss a properly worded request.

63. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to prior express consent or prior express written consent given by call recipients to the calling party, seller or telemarketer for calls Corporate Defendant Transmitted on behalf of the Upstream Customers.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

64. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to any actions to determine the veracity, credibility, or trustworthiness of any assertion by an Upstream Customer that a caller had prior express consent of the called party prior to the initiation of a call that was subsequently the subject of a Traceback, Do Not Call Complaint or an inquiry from any third party.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant also objects to this request because the terms “veracity”, “credibility”, and “trustworthiness” are not defined with sufficient specificity to permit a response and because the request is compound in a manner that prevents a response. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendants are prepared to meet and confer to discuss a properly worded request.

65. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to the assertion that Corporate Defendant “spend[s] at least an additional \$400,000 each year to purchase enhanced switch data service that allow[s] Corporate Defendant] to identify illegal calls and terminate the providers of those calls.” (ECF Nos. 46-1 at 2, 46-2 at 2, 47-1 at 20, 48-2 at 2, 49-1 at 20)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

66. Provide all Documents and Communications Relating to any Upstream Provider or Non-Provider Customer that was terminated as a result of services identified in response to Request No. 65.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

67. Provide all Documents and Communications Relating to the affirmative defense entitled “Due Care” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, lines 14–17)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

68. Provide all Documents and Communications Relating to the affirmative defense entitled, “The Industry Traceback Group Legal Authority” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, lines 18–20)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

69. Provide all Documents and Communications Relating to the affirmative defense entitled, “Tracebacks are Not Notice of

Illegal Activity” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, line 21 to 174, line 2)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

70. Provide all Documents and Communications Relating to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Avid Telecom” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 3–5)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

71. Provide all Documents and Communications Relating to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against

Michael Lansky” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 7–9)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

72. Provide all Documents and Communications Relating to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Stacey Reeves” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 10–12)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

73. Provide all Documents and Communications Relating to the affirmative defense entitled, “Statute of Limitations” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 13–15)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

74. Provide all Documents and Communications Relating to the affirmative defense entitled, “Consent” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 16–18)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

75. Provide all Documents and Communications Relating to the affirmative defense entitled, “Laches” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 19–21)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

76. Provide all Documents and Communications Relating to the affirmative defense entitled, “Unclean Hands” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, line 22 to 175, line 1)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

77. Provide all Documents and Communications Relating to the affirmative defense entitled, “Conduct” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 2–4)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

78. Provide all Documents and Communications Relating to the affirmative defense entitled, “Estoppel” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 6–8)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

79. Provide all Documents and Communications Relating to the affirmative defense entitled, “Unconstitutionality of Statutory Damages” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 9–12)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

80. Provide all Documents and Communications Relating to the affirmative defense entitled, “Standing” identified in

Defendants' Amended Answer. (ECF No. 85 at

175, lines 13–16)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

81. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to each change made to the account history log for the account name and identifiers for each Upstream Customer.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant also objects to this request as the term “account history log” is not defined with sufficient specificity to allow a proper response. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendants are prepared to meet and confer to discuss a properly worded request.

82. Provide all Documents and Communications Relating to Zealous Services, LLC., including payments You received from or on behalf of Zealous Services, LLC., services You provided, any service agreements and any account history logs.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant also objects to this request as the term “account history logs” is not defined with sufficient specificity to allow a proper response. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendants are prepared to meet and confer to discuss a properly worded request.

83. Provide all Documents and Communications Relating to Your working relationship with Corporate Defendant

Regarding each of the following:

- a. job description;
- b. general job duties;
- c. daily responsibilities and tasks;
- d. scope of work;
- e. performance expectations;
- f. employee/contractor handbook;
- g. working hours;
- h. timekeeping policies, procedures, and daily records;
- i. work location;
- j. equipment and software provided for job tasks (if any);
- k. access authorization to Corporate Defendant's network software applications, soft switch(es), and other information technology infrastructure;
- l. availability of support or technical staff for job tasks;
- m. provision of benefits, including retirement or pension plans, health, vision, dental, disability and/or life insurance plans or premium reimbursements offered or provided;
- n. time limitations on the duration of business relationship;
- o. compensation structure and method of payment of compensation (including commission structure and/or eligibility for overtime compensation, if/where applicable);
- p. scope of authority to act on behalf of Corporate Defendant; and
- q. any written agreement(s) Relating to the enumeration of terms and services You would and did provide for the duration of the business relationship.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant also objects to this request as the term “is” is not defined with sufficient specificity to allow a proper response. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

84. Provide all Documents and Communications Related to Your and/or Corporate Defendant’s offer to Defendant Reeves to enter into a business relationship and Defendant Reeves’ acceptance of the offer to engage in the relationship.

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

85. Provide all Documents and Communications Relating to and otherwise memorializing the terms of Defendant Reeves’ working relationship with You and/or Corporate Defendant at the beginning of the working relationship Regarding each of the following:

- a. job description;
- b. general job duties;
- c. daily responsibilities and tasks;
- d. scope of work;
- e. performance expectations;
- f. employee/contractor handbook;
- g. working hours;
- h. timekeeping policies and procedures;
- i. work location;

- j. equipment and software provided for job tasks (if any);
- k. access authorization to Corporate Defendant's network software applications, soft switch(es), and other information technology infrastructure;
- l. availability of support or technical staff for job tasks;
- m. provision of benefits, including retirement or pension plans, health, vision, dental, disability and/or life insurance plans or premium reimbursements offered or provided;
- n. time limitations on the duration of business relationship;
- o. compensation structure and method of payment of compensation (including commission structure and/or eligibility for overtime compensation, if/where applicable);
- p. scope of authority to act on behalf of Corporate Defendant; and
- q. any written agreement(s) Relating to the enumeration of terms and services Defendant Reeves would and did provide for the duration of the business relationship.

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

86. Provide all Documents and Communications Relating to changes in the terms of Defendant Reeves' working relationship with You and/or Corporate Defendant as described in Request No. 85.

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

87. Provide all Documents and Communications Relating to Defendant Reeves' records memorializing her working relationship with You and/or Corporate Defendant as to the following:

- a. timekeeping records;
- b. personnel file records; and c.
- performance reviews.

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

88. Provide all Documents and Communications Relating to Defendants' assertion that any Plaintiff obtained evidence "illegally and/or through improper means." (ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

89. Provide all Documents and Communications Relating to Defendants' assertion that Plaintiffs' Complaint contains allegations that are either unsupported, misleading, or demonstrably false. (ECF No. 46-2 at p. 8)

RESPONSE: Any responsive documents will be made available (i.e., electronic, hard copy).

90. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies and procedures to implement the STIR/SHAKEN attestation requirement to verify that Corporate Defendant's Non-Provider Customers are authorized to use the calling numbers that are passed to Corporate Defendant's network.

RESPONSE: This request is overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant also objects to the request as unintelligible as written. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Defendant is prepared to meet and confer.

91. Provide all Documents You drafted or assisted in drafting which Relate to any policies or procedures implemented or considered for implementation by Corporate Defendant, and all Communications Regarding the same.

RESPONSE: This request is overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R.

Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

92. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and any agent, employee, independent contractor or other representative of an Upstream Provider or Non-Provider Customer Relating to any agreement with the Upstream Provider or Non-Provider Customer.

RESPONSE: This request is overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Subject to and without waiving the forgoing objections, Defendants will produce all non-privileged, responsive documents in their possession, custody or control. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

93. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and any agent, employee, independent contractor or other representative of an Upstream Provider or Non-Provider Customer Relating to the content, quality, or volume of call traffic Transmitted by the Upstream Provider or Non-Provider Customer to Corporate Defendant's network.

RESPONSE: This request is overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed.

R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Subject to and without waiving the forgoing objections, Defendants will produce all non-privileged, responsive documents in their possession, custody or control.

94. Provide all Communications involving You, Corporate Defendant, and/or the other Individual Defendant as senders or recipients, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with Downstream Providers Relating to (1) Tracebacks, (2) Robocall complaints, or (3) any call traffic Transmitted by Corporate Defendant's network to a Downstream Provider.

RESPONSE: This request is overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed.

R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Subject to and without waiving the forgoing objections, Defendants will produce all non-privileged, responsive documents in their possession, custody or control.

95. Provide all Communications involving You, Corporate Defendant, and/or the other Individual Defendant as senders

or recipients, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with Upstream Providers or Non-Provider Customers Relating to (1) Tracebacks, (2) Robocall complaints, or (3) any call traffic Transmitted from an Upstream Provider or Non-Provider Customer onto Corporate Defendant's network.

RESPONSE: This request is overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Subject to and without waiving the forgoing objections, Defendants will produce all non-privileged, responsive documents in their possession, custody or control.

96. Provide all Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and any regulatory or enforcement agency Relating to call traffic Transmitted by Corporate Defendant's network.

RESPONSE: This request is overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of

Defendants. Subject to and without waiving the forgoing objections, Defendants will produce all non-privileged, responsive documents in their possession, custody or control.

97. Provide Documents and Communications Relating to the creation of Makohoh LLC, Brewery LLC, and any other corporate forms created after the commencement of the instant litigation.

RESPONSE: This request is outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

98. Provide Documents and Communications Relating to the creation of, and transfer of Your assets to, the Makohoh Management Trust, Brewery Management Trust, and any other trusts created after the commencement of the instant litigation.

RESPONSE: This request is outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

99. Provide Documents Relating to Your cryptocurrency accounts to which or from which any assets of the Corporate Defendant were transferred.

RESPONSE: This request is outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent

it seeks discovery of information not in the possession, custody, or control of Defendants.

100. Provide all Documents Relating to any account in which You have an interest at any financial institution.

RESPONSE: This request is outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

101. Provide any Documents and Communications Relating to Your participation in Corporate Defendant's members' or directors' meetings, including minutes and/or other summaries of those meetings.

RESPONSE: This request is outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

102. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant as senders or recipients, Regarding call capacity requirements, troubleshooting product performance, and transmitting pricing updates for Upstream Providers or Non-Provider Customers.

RESPONSE: This request is overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants also objects to this request as compound. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information

protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants.

103. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and any Upstream Customers about changes to the point of contact or entity name changes for any customer accounts, including but not limited to Virtual Telecom KFT, Mobi Telecom, JSquared Telecom, Rising Eagle, and Great Choice Telecom LLC.

RESPONSE: This request is outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

104. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and any Upstream Customers about changes to the account history log, including but not limited to Virtual Telecom KFT, Mobi Telecom, JSquared Telecom, Rising Eagle, and Great Choice Telecom LLC.

RESPONSE: Defendant objects to this request as overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant also objects to this request as the term “account history log” is not defined with sufficient specificity to allow a proper response. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil

Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Notwithstanding and without limiting the scope or effect of the above objections, any responsive documents will be made available (i.e., electronic, hard copy).

105. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and John Spiller, Jakob Mears, JSquared Telecom, Rising Eagle, Rising Eagle Cayman, Great Choice Telecom LLC, and/or Mikel Quinn.

RESPONSE: This request is overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Subject to and without waiving the forgoing objections, Defendants will produce all non-privileged, responsive documents in their possession, custody or control.

106. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and Peerless Network Related to a credit reference request You offered on behalf of any Upstream Customer, including but not limited to John Spiller, JSquared Telecom, Rising Eagle, Rising Eagle Cayman, Great Choice Telecom LLC, and/or Mikel Quinn.

RESPONSE: This request is overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendants further object on the basis the request seeks production of data obtainable from another source that is more

convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendants. Subject to and without waiving the forgoing objections, Defendants will produce all non-privileged, responsive documents in their possession, custody or control.

Technology Law Group. LLC

/s/ Neil S. Ende

Neil. S. Ende

CERTIFICATE OF SERVICE

I hereby certify that on May 2, 2025, I served the foregoing RESPONSE TO PLAINTIFFS' FIRST RULE 34 REQUESTS FOR PRODUCTION TO MICHAEL D. LANSKY upon the Plaintiff leadership by electronically mailing a copy of the same to their counsel of record as follows:

Alyse Meislik (AZ No. 024052)

Dylan Jones (AZ Bar No. 034185)

Laura Dilweg (AZ No. 036066)

Sarah Pelton (AZ Bar No. 039633)

Assistant Attorneys General Arizona Attorney General's Office

2005 North Central Avenue

Phoenix, AZ 85004

Phone: (602) 542-3725

Fax: (602) 542-4377

consumer@azag.gov

alyse.meislik@azag.gov

dylan.jones@azag.gov

laura.dilweg@azag.gov

sarah.pelton@azag.gov

Attorneys for Plaintiff State of Arizona

Douglas S. Swetnam

Thomas L. Martindale

Deputy Attorneys General

Office of the Indiana Attorney General

Todd Rokita

Indiana Govt. Center South, 5th Fl.

302 W. Washington St.

Indianapolis, IN 46204-2770

Phone: (317) 232-6294

douglas.swetnam@atg.in.gov

thomas.martindale@atg.in.gov

Attorneys for Plaintiff State of Indiana

/s/ Neil S. Ende

Neil S. Ende

Exhibit K

Pelton, Sarah

From: Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Sent: Monday, May 5, 2025 7:08 AM
To: Neil Ende; Greg Taylor
Cc: Nayer, Tracy; Erin Leahy; Meislik, Alyse; Swetnam, Douglas; Jones, Dylan; Dilweg, Laura; Michel Singer Nelson; Pelton, Sarah; Sparko, Rochelle
Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom
Importance: High

Good morning, Neil,

It appears you sent three versions of the same response (all Lansky) rather than a version for each Defendant. Please send responses for Defendant Avid and Defendant Reeves at your earliest convenience.

Thank you, Tom

Thomas Martindale

Deputy Attorney General
Data Privacy & Identity Theft Unit
Consumer Protection Division
Office of Attorney General Todd Rokita
302 West Washington Street, IGCS 5th Floor
Indianapolis, IN 46204
p: (317)232-7751 | f: (317)232-7979
thomas.martindale@atg.in.gov

From: Neil Ende <nende@tlgdc.com>
Sent: Friday, May 2, 2025 9:29 PM
To: Erin Leahy <erin.leahy@OhioAGO.gov>
Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Michel Singer Nelson <michel.singernelson@coag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Subject: Re: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

EXTERNAL EMAIL: This email was sent from outside your organization. Exercise caution when clicking links, opening attachments or taking further action, before validating its authenticity.

Attached are Defendants' Responses.

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Erin Leahy <erin.leahy@OhioAGO.gov>

Date: Wednesday, April 30, 2025 at 5:41 PM

To: Greg Taylor <gtaylor@tlgdc.com>, Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>, alyse.meislik@azag.gov <alyse.meislik@azag.gov>, Swetnam Douglas <douglas.swetnam@atg.in.gov>, Jones Dylan <Dylan.Jones@azag.gov>, Dilweg Laura <Laura.Dilweg@azag.gov>, Singer Nelson Michel <michel.singernelson@coag.gov>, Pelton Sarah <Sarah.Pelton@azag.gov>, Sparko Rochelle <rsparko@ncdoj.gov>, Martindale Thomas <Thomas.Martindale@atg.in.gov>

Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Hi Greg,

It looks like the best time for us to meet next week will be Thursday, May 8 between 1pm-3pmET. Does that work for you?

Thanks

From: Erin Leahy

Sent: Wednesday, April 30, 2025 3:13 PM

To: Greg Taylor <gtaylor@tlgdc.com>; Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>

Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Hi Greg:

We are amenable to an extension to Friday, May 2nd for responses to the three sets of RFPs to Defendants.

We will get back to you on dates/times of availability next week for a call about the ESI.

Thanks, Erin

From: Greg Taylor <gtaylor@tlgdc.com>

Sent: Wednesday, April 30, 2025 2:49 PM

To: Erin Leahy <erin.leahy@OhioAGO.gov>; Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>

Subject: Re: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Erin:

We are still working on the document responses. I'm not sure we will be finished today, but I am sure we will have them completed before COB, Friday. Relatedly, we would like to have our discussion next week so that it does not detract our attention from the RFPs.

If it is acceptable to you and/or the leadership states to allow us until COB Friday to respond to the RFPs, please confirm. Also, please advise of your availability next week for the discussion re: ESI.

Best,
Greg

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Wednesday, April 30, 2025 at 11:52 AM
To: Neil Ende <nende@tlgdc.com>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>, "alyse.meislik@azag.gov" <alyse.meislik@azag.gov>, Swetnam Douglas <douglas.swetnam@atg.in.gov>, Jones Dylan <Dylan.Jones@azag.gov>, Dilweg Laura <Laura.Dilweg@azag.gov>, Singer Nelson Michel <michel.singernelson@coag.gov>, Pelton Sarah <Sarah.Pelton@azag.gov>, Sparko Rochelle <rsparko@ncdoj.gov>, Martindale Thomas <Thomas.Martindale@atg.in.gov>, Greg Taylor <gtaylor@tlgdc.com>
Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Hi Neil,

We are available to talk tomorrow between 1:30-3:00pmET. Does that timeframe work for you? If so, we can send a calendar invite.

From: Erin Leahy
Sent: Wednesday, April 30, 2025 11:50 AM
To: Neil Ende <nende@tlgdc.com>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>
Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

We will get back with you later today with some dates/times when we are available to discuss the ESI.

Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>
Sent: Wednesday, April 30, 2025 10:53 AM
To: Erin Leahy <erin.leahy@OhioAGO.gov>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>
Subject: Re: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Please let us know when you are available for a call to discuss.

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Monday, April 28, 2025 at 1:24 PM
To: Neil Ende <nende@tlgdc.com>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov <alyse.meislik@azag.gov>; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>
Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Hi Neil and Greg,

We wanted to follow up with you to see if you had any revisions to the draft ESI protocol circulated to you on Tuesday, April 15th. I am attaching it again. If it is acceptable to you, we can get it filed by submitting it for the Court's review with an unopposed motion similar to the one filed for the entry of the protective order.

Please let us know if this version is acceptable to you, if you have revisions or would like to set up a call to discuss.

Thanks, Erin

From: Erin Leahy
Sent: Tuesday, April 15, 2025 5:04 PM
To: Neil Ende <nende@tlgdc.com>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>

Subject: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Importance: High

Hi Neil:

It seems that you are raising a concern that is not currently at issue. Defendants' Requests for Admission were not directed to each of the 49 Plaintiffs. The Requests for Admission were directed to the four Lead Plaintiff States and to the eleven States that brought state law claims.

The purpose of our request for an agenda as to nature of your disputes is to ensure that we are prepared to have a meaningful discussion. It is unclear why you would not want us to be prepared to discuss and respond to your concerns as that is the point of a meet and confer. As you are requesting a meeting with at least 13 attorneys, it would certainly be the best use of time for everyone to be prepared to discuss the nature of the disputes. For these reasons, we ask that you, at a minimum, identify the specific requests you want to address during any meeting. We can certainly listen to your concerns on the call and respond if we are able. However, without some notice as to the nature of the disputes, it may be likely that we would need to set another call to fully respond to your concerns after we've had a chance to review the specific requests at issue and discuss with the respective Plaintiffs. Please let us know how you'd like to proceed.

I am attaching a draft of a Stipulated Protocol for ESI and Hard Copy documents. Please let us know if you'd like to set up a call to discuss.

Thank you, Erin



Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>

Sent: Monday, April 14, 2025 11:49 AM

To: Erin Leahy <erin.leahy@OhioAGO.gov>

Cc: Tracy Nayer <TNayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>

Subject: Re: Plaintiffs' First Request for Production to Avid Telecom

Erin:

Thank you for your email and for agreeing to have an authorized representative of each of the 12 individual state Plaintiffs present at the meet and confer. Upon further consideration, however, we believe that we need to have an authorized representative of **each** of the 50 Plaintiffs present at the meet and confer as well as at all future meetings regarding discovery issues. Indeed, as you certainly understand, by signing the complaint, a representative of each of the Plaintiffs—not just the leadership team—has personally represented that he/she has conducted a good faith review of the complaint and that each allegation of fact and each claim at law— both federal and state—is well founded. Moreover, as the Requests for Admission were directed to each of the Plaintiffs—not just certain Plaintiffs or to the leadership team—we have the absolute right to inquire directly of each of them as to their personal knowledge of the state-specific facts allegedly supporting the complaint as well as their discovery responses, of which only each state-specific representative has the required personal knowledge. ***Thus, to be clear, the request by the non-leadership team states that we deal only with the leadership team is rejected.***

Please reach out directly to a representative of each state to confirm their availability (or let us know if you would prefer that we do so). If any state is not prepared to participate fully in the discovery process and defend its federal and state claims on an individual basis, it is welcome to withdraw. (or we will request that the complaint be dismissed with prejudice as to that state, e.g., for failure to prosecute). However, as long as each state is a signatory to the complaint, it must defend its claims as well as its discovery responses to all state and federal claims on an individual basis.

It is our intention to take this matter to the judge if we cannot reach agreement with each of the states. Please note that our insistence on interacting directly with each state, for now, relates only to discovery matters; we are willing to work with the leadership team on other generic pleading/legal issues.

We are not comfortable sending our topics of inquiry in advance and we do not believe that we are required to do so. We will make those inquiries, as we deem appropriate, on a state-by-state basis, at the meet and confer conference.

Neil S. Ende
 Managing Partner
 Technology Law Group
 202.256.0120
 TLG Conference Bridge:
 703.229.6741, PIN: 854#

Sent from my iPhone

On Apr 11, 2025, at 1:17 PM, Erin Leahy <erin.leahy@ohioago.gov> wrote:

Hi Neil,

We will agree to extensions to April 30 for responses from all three defendants. If you require additional time beyond these extensions, we ask you to seek intervention of the Court based on the narratives Greg has provided to us as to why you require additional time to respond to Plaintiffs' outstanding discovery requests. As to your confusion on the receipt of the discovery demands for Avid described in Greg's emails, moving forward, let's all agree that email correspondence will lead with the following in the subject line: "**AZ v. Avid Telecom**". Additionally, *all* counsel of record for the lead plaintiff states should be included in all emails, not just Tracy and me.

Further, if Greg would like us to continue to correspond with him directly, he will need to file his pro hac in this matter so that he is recognized as counsel of record and receives the ECF notifications.

We have been working on an ESI protocol. We will send it later today or by Monday/Tuesday next week at the latest.

We have shared with the State Claims States your request to have a meet-and-confer that includes counsel for the State Claims States in addition to the Leadership team. We have also kept the State Claims States apprised of all of our dealings with counsel in this matter. For this reason and others, the State Claims States would prefer for you to continue to deal with the Leadership team exclusively on this matter. Nevertheless, if necessary, they are willing to join a call with you and the Lead states. However, we must insist that you provide a detailed agenda in advance as to the nature of the disputes at issue so that we may be prepared to discuss. This will ensure the meeting is as productive as possible. Please let us know when you will provide an agenda and we will send you dates/times of availability.

Have a good weekend.

Thanks, Erin

<image001.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>

Sent: Friday, April 11, 2025 11:00 AM

To: Erin Leahy <erin.leahy@OhioAGO.gov>; Nayer, Tracy <Tnayer@ncdoj.gov>

Cc: Alyse.Meislik@azag.gov; Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov)

<douglas.swetnam@atg.in.gov>; Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) <Dylan.Jones@azag.gov>;

Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) <Laura.Dilweg@azag.gov>; Michel Singer Nelson (CO AG)

(michel.singernelson@coag.gov) <michel.singernelson@coag.gov>; Sarah Pelton (AZ AG)

(Sarah.Pelton@azag.gov) <Sarah.Pelton@azag.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Thomas

Martindale (IN AG) (Thomas.Martindale@atg.in.gov) <Thomas.Martindale@atg.in.gov>; Greg Taylor

<gtaylor@tlgdc.com>

Subject: Re: RE: Plaintiffs' First Request for Production to Avid Telecom

We will respond to your outstanding requests to all three defendants by April 30 on the assumption that we have an ESI agreement in place by then that makes it possible for both sides to respond.

Given the number of players on your side, I suggest that you determine several common dates of availability and provide them to me rather than my picking dates essentially at random. Agreed?

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Friday, April 4, 2025 at 3:04 PM
To: Neil Ende <nende@tlgdc.com>, Nayer, Tracy <Tnayer@ncdoj.gov>
Cc: Alyse.Meislik@azag.gov <Alyse.Meislik@azag.gov>, Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov) <douglas.swetnam@atg.in.gov>, Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) <Dylan.Jones@azag.gov>, Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) <Laura.Dilweg@azag.gov>, Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) <michel.singernelson@coag.gov>, Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) <Sarah.Pelton@azag.gov>, Sparko, Rochelle <rsparko@NCDOJ.GOV>, Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov) <Thomas.Martindale@atg.in.gov>, Greg Taylor <gtaylor@tlgdc.com>
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Hi Neil,

As indicated in the attached previous email, Plaintiffs would like to get an ESI agreement in place prior to producing the remaining production so that we have agreement on the specifics of the production. The CDRs records alone are 7 terabytes. We have been working on a draft and plan to get that to you next week.

Regarding your request for a meet and confer as to our responses to the Requests for Admission, we are happy to coordinate a call and will ensure that a representative from each of the states with state law claims is available to discuss issues of law and fact, as well as the other states you mentioned to discuss the federal claims. Would you like to propose some dates and times that will work for you? Given the number of participants that may be involved, it would be best to provide a handful of date/time options and likely in the afternoon since we have some folks in other time zones. We have a group of states that meet weekly for this case on Tuesdays at 2pmET. The standing group does not include all the states with state law claims, but it may be a good day/time option since it is already reserved on many of our calendars.

Additionally, in light of our need to get the ESI agreement in place for the production of documents, we will consent to the requested extension (to April 30) to respond to Plaintiffs' First Set of Requests for Production to Avid Telecom. If possible, we would appreciate it if you are able to at least provide the written responses by April 11.

Sincerely,

<image001.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Fax number: 866-768-2648
Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>
Sent: Wednesday, April 2, 2025 11:23 AM
To: Nayer, Tracy <Tnayer@ncdoj.gov>
Cc: Alyse.Meislik@azag.gov; Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov) <douglas.swetnam@atg.in.gov>; Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) <Dylan.Jones@azag.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) <Laura.Dilweg@azag.gov>; Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) <michel.singernelson@coag.gov>; Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) <Sarah.Pelton@azag.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov) <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>
Subject: Re: Plaintiffs' First Request for Production to Avid Telecom
Importance: High

Tracy:

Good morning!

Thank you for your email and the offer of a short extension of time.

Given the extraordinary (we'll leave it as that for now) scope of your requests (hundreds of requests, many with large numbers of subparts) and the very limited economic and personnel resources available to our clients, we will not be able to respond by April 11. We will need *at least* the 30-day extension that we requested.

Please advise if you will consent or whether we need to seek relief from the Court.

Do you have an update of the AG's incomplete responses to our first requests? We would like to receive full production/responses ASAP and we want to set a time shortly thereafter for a meet and confer call. We are particularly interested in discussion as number of very concerning responses we received to our Requests for Admission. To be clear, at a minimum, we need to have an AG-representative on that meet and confer call that works directly for each of the (12) individual state Plaintiffs to address state law

fact/law issues, as well as an AG-representative of the following states to address the facts/legal issues relevant to the federal claims: Arizona, Colorado Indiana, North Carolina and Ohio. As each of the individual states has made factual and legal representations and claims, we clearly have the right to engage with a representative of each Plaintiff *directly*. As a member of the leadership team, we ask that you facilitate our ability to do so by coordinating a day/time for a call that includes a AAG from each if the identified states.

We look forward to your timely response.

Thank you.

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Nayer, Tracy
Date: Wednesday, April 2, 2025 at 10:51 AM
To: Greg Taylor , Neil Ende
Cc: Alyse.Meislik@azag.gov , Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov) , Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) , Erin Leahy (OH AG) (erin.leahy@ohioago.gov) , Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) , Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) , Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) , Sparko, Rochelle , Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov)
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Thank you for your response, Greg. At this time, Plaintiffs can agree to enlarge the date responses are due to Plaintiffs' First Set of Requests for Production to Avid Telecom to Friday, April 11.

<image002.png> **Tracy Nayer**
Special Deputy Attorney General
Consumer Protection Division
North Carolina Department of Justice
(919) 716-6581
tnayer@ncdoj.gov
Post Office Box 629, Raleigh, NC 27602
114 West Edenton Street, Raleigh, NC 27603
<https://ncdoj.gov/>

Please note messages to or from this address may be public records.

From: Greg Taylor
Sent: Monday, March 31, 2025 2:40 PM

To: Erin Leahy ; Neil Ende

Cc: Nayer, Tracy ; Sparko, Rochelle ; Michel Singer Nelson ; Swetnam, Douglas ; Meislik, Alyse ; Jones, Dylan ; Dilweg, Laura ; Pelton, Sarah ; Martindale, Thomas L

Subject: Re: Plaintiffs' First Request for Production to Avid Telecom

Erin:

Apologies for the late reply.

We are working diligently to provide responses to the voluminous requests. Despite our efforts, we are still in the process of gathering documents that still need to be reviewed for privilege, etc.

We ask to amend our response date to April 30 to give us time to fully respond to your requests.

Please confirm your agreement with the forgoing.

Best,
Greg

From: Erin Leahy <erin.leahy@OhioAGO.gov>

Date: Monday, March 31, 2025 at 12:08 PM

To: Neil Ende <nende@tlgdc.com>, Greg Taylor <gtaylor@tlgdc.com>

Cc: "Nayer, Tracy" <Tnayer@ncdoj.gov>, "Sparko, Rochelle" <rsparko@ncdoj.gov>, Michel Singer Nelson <michel.singernelson@coag.gov>, "Swetnam, Douglas" <Douglas.Swetnam@atg.in.gov>, "Meislik, Alyse" <Alyse.Meislik@azag.gov>, "Jones, Dylan" <Dylan.Jones@azag.gov>, "Dilweg, Laura" <ldilweg@azag.gov>, "Pelton, Sarah" <Sarah.Pelton@azag.gov>, "Martindale, Thomas L" <Thomas.Martindale@atg.in.gov>

Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Hello Neil and Greg,

I have not received a response to my email below regarding the overdue discovery responses from Avid Telecom. Please provide an update.

Sincerely,

<image003.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Fax number: 866-768-2648
Erin.Leahy@OhioAGO.gov

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prohibited. If you have received this communication in error, please notify me immediately by telephone.

From: Erin Leahy
Sent: Wednesday, March 26, 2025 5:02 PM
To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com
Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Michel Singer Nelson <michel.singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon Neil and Greg,

We have not received written responses to the Plaintiffs' First Set of Requests for Production to Avid Telecom which were served on February 21, 2025. The responses were due Monday, March 24, 2025.

Please provide the responses at your earliest convenience.

Sincerely,

<image003.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Fax number: 866-768-2648
Erin.Leahy@OhioAGO.gov

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From: Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Sent: Friday, February 21, 2025 12:39 PM
To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com
Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Patrick Crotty <Patrick.Crotty@MyFloridaLegal.com>; Michel Singer Nelson

<Michel.Singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Subject: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon,

Attached you will find Plaintiffs' First Request for Production to Avid Telecom. Please respond with your production within 30 days. If physical production is necessary, please provide that to the Arizona Attorney General's Office.

Thank you, Tom

Thomas Martindale

Deputy Attorney General

Data Privacy & Identity Theft Unit

Consumer Protection Division

Office of Attorney General Todd Rokita

302 West Washington Street, IGCS 5th Floor

Indianapolis, IN 46204

p: (317)232-7751 | f: (317)232-7979

thomas.martindale@atg.in.gov

Exhibit L

Pelton, Sarah

From: Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Sent: Tuesday, May 6, 2025 6:03 AM
To: Neil Ende; Greg Taylor
Cc: Nayer, Tracy; Erin Leahy; Meislik, Alyse; Swetnam, Douglas; Jones, Dylan; Dilweg, Laura; Michel Singer Nelson; Pelton, Sarah; Sparko, Rochelle
Subject: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom
Importance: High

Good morning, Neil and Greg,
We have not received a reply to our inquiry regarding the two missing responses that were due Friday May 2nd (please see email from Monday May 5th below). Please confirm receipt of this email and provide production responses for Defendant Avid and Defendant Reeves.
Thank you, Tom

Thomas Martindale
Deputy Attorney General
Data Privacy & Identity Theft Unit
Consumer Protection Division
Office of Attorney General Todd Rokita
302 West Washington Street, IGCS 5th Floor
Indianapolis, IN 46204
p: (317)232-7751 | f: (317)232-7979
thomas.martindale@atg.in.gov

From: Martindale, Thomas L
Sent: Monday, May 5, 2025 10:08 AM
To: Neil Ende <nende@tlgdc.com>; Greg Taylor <gtaylor@tlgdc.com>
Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Michel Singer Nelson <michel.singernelson@coag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>
Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom
Importance: High

Good morning, Neil,
It appears you sent three versions of the same response (all Lansky) rather than a version for each Defendant. Please send responses for Defendant Avid and Defendant Reeves at your earliest convenience.
Thank you, Tom

Thomas Martindale
Deputy Attorney General
Data Privacy & Identity Theft Unit
Consumer Protection Division
Office of Attorney General Todd Rokita
302 West Washington Street, IGCS 5th Floor
Indianapolis, IN 46204

p: (317)232-7751 | f: (317)232-7979
thomas.martindale@atg.in.gov

From: Neil Ende <nende@tlgdc.com>

Sent: Friday, May 2, 2025 9:29 PM

To: Erin Leahy <erin.leahy@OhioAGO.gov>

Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Michel Singer Nelson <michel.singernelson@coag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>

Subject: Re: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

EXTERNAL EMAIL: This email was sent from outside your organization. Exercise caution when clicking links, opening attachments or taking further action, before validating its authenticity.

Attached are Defendants' Responses.

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Erin Leahy <erin.leahy@OhioAGO.gov>

Date: Wednesday, April 30, 2025 at 5:41 PM

To: Greg Taylor <gtaylor@tlgdc.com>, Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>, alyse.meislik@azag.gov <alyse.meislik@azag.gov>, Swetnam Douglas <douglas.swetnam@atg.in.gov>, Jones Dylan <Dylan.Jones@azag.gov>, Dilweg Laura <Laura.Dilweg@azag.gov>, Singer Nelson Michel <michel.singernelson@coag.gov>, Pelton Sarah <Sarah.Pelton@azag.gov>, Sparko Rochelle <rsparko@ncdoj.gov>, Martindale Thomas <Thomas.Martindale@atg.in.gov>

Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Hi Greg,

It looks like the best time for us to meet next week will be Thursday, May 8 between 1pm-3pmET. Does that work for you?

Thanks

From: Erin Leahy

Sent: Wednesday, April 30, 2025 3:13 PM

To: Greg Taylor <gtaylor@tlgdc.com>; Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>;

Martindale Thomas <Thomas.Martindale@atg.in.gov>

Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Hi Greg:

We are amenable to an extension to Friday, May 2nd for responses to the three sets of RFPs to Defendants.

We will get back to you on dates/times of availability next week for a call about the ESI.

Thanks, Erin

From: Greg Taylor <gtaylor@tlgdc.com>

Sent: Wednesday, April 30, 2025 2:49 PM

To: Erin Leahy <erin.leahy@OhioAGO.gov>; Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>

Subject: Re: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Erin:

We are still working on the document responses. I'm not sure we will be finished today, but I am sure we will have them completed before COB, Friday. Relatedly, we would like to have our discussion next week so that it does not detract our attention from the RFPs.

If it is acceptable to you and/or the leadership states to allow us until COB Friday to respond to the RFPs, please confirm. Also, please advise of your availability next week for the discussion re: ESI.

Best,
Greg

From: Erin Leahy <erin.leahy@OhioAGO.gov>

Date: Wednesday, April 30, 2025 at 11:52 AM

To: Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>, "alyse.meislik@azag.gov" <alyse.meislik@azag.gov>, Swetnam Douglas <douglas.swetnam@atg.in.gov>, Jones Dylan <Dylan.Jones@azag.gov>, Dilweg Laura <Laura.Dilweg@azag.gov>, Singer Nelson Michel <michel.singernelson@coag.gov>, Pelton Sarah <Sarah.Pelton@azag.gov>, Sparko Rochelle <rsparko@ncdoj.gov>, Martindale Thomas <Thomas.Martindale@atg.in.gov>, Greg Taylor <gtaylor@tlgdc.com>

Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Hi Neil,

We are available to talk tomorrow between 1:30-3:00pmET. Does that timeframe work for you? If so, we can send a calendar invite.

From: Erin Leahy

Sent: Wednesday, April 30, 2025 11:50 AM

To: Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>

Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

We will get back with you later today with some dates/times when we are available to discuss the ESI.

Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>

Sent: Wednesday, April 30, 2025 10:53 AM

To: Erin Leahy <erin.leahy@OhioAGO.gov>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>

Subject: Re: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Please let us know when you are available for a call to discuss.

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Erin Leahy <erin.leahy@OhioAGO.gov>

Date: Monday, April 28, 2025 at 1:24 PM

To: Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>, alyse.meislik@azag.gov <alyse.meislik@azag.gov>, Swetnam Douglas <douglas.swetnam@atg.in.gov>, Jones Dylan <Dylan.Jones@azag.gov>, Dilweg Laura <Laura.Dilweg@azag.gov>, Singer Nelson Michel <michel.singernelson@coag.gov>, Pelton Sarah <Sarah.Pelton@azag.gov>, Sparko Rochelle <rsparko@ncdoj.gov>, Martindale Thomas <Thomas.Martindale@atg.in.gov>, Greg Taylor <gtaylor@tlgdc.com>

Subject: RE: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Hi Neil and Greg,

We wanted to follow up with you to see if you had any revisions to the draft ESI protocol circulated to you on Tuesday, April 15th. I am attaching it again. If it is acceptable to you, we can get it filed by submitting it for the Court's review with an unopposed motion similar to the one filed for the entry of the protective order.

Please let us know if this version is acceptable to you, if you have revisions or would like to set up a call to discuss.

Thanks, Erin

From: Erin Leahy

Sent: Tuesday, April 15, 2025 5:04 PM

To: Neil Ende <nende@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>

Subject: AZ v Avid Telecom et al. - Plaintiffs' First Request for Production to Avid Telecom

Importance: High

Hi Neil:

It seems that you are raising a concern that is not currently at issue. Defendants' Requests for Admission were not directed to each of the 49 Plaintiffs. The Requests for Admission were directed to the four Lead Plaintiff States and to the eleven States that brought state law claims.

The purpose of our request for an agenda as to nature of your disputes is to ensure that we are prepared to have a meaningful discussion. It is unclear why you would not want us to be prepared to discuss and respond to your concerns as that is the point of a meet and confer. As you are requesting a meeting with at least 13 attorneys, it would certainly be the best use of time for everyone to be prepared to discuss the nature of the disputes. For these reasons, we ask that you, at a minimum, identify the specific requests you want to address during any meeting. We can certainly listen to your concerns on the call and respond if we are able. However, without some notice as to the nature of the disputes, it may be likely that we would need to set another call to fully respond to your concerns after we've had a chance to review the specific requests at issue and discuss with the respective Plaintiffs. Please let us know how you'd like to proceed.

I am attaching a draft of a Stipulated Protocol for ESI and Hard Copy documents. Please let us know if you'd like to set up a call to discuss.

Thank you, Erin

Erin B. Leahy
Senior Assistant Attorney General



Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>

Sent: Monday, April 14, 2025 11:49 AM

To: Erin Leahy <erin.leahy@OhioAGO.gov>

Cc: Tracy Nayer <TNayer@ncdoj.gov>; alyse.meislik@azag.gov; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Dilweg Laura <Laura.Dilweg@azag.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Martindale Thomas <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>

Subject: Re: Plaintiffs' First Request for Production to Avid Telecom

Erin:

Thank you for your email and for agreeing to have an authorized representative of each of the 12 individual state Plaintiffs present at the meet and confer. Upon further consideration, however, we believe that we need to have an authorized representative of **each** of the 50 Plaintiffs present at the meet and confer as well as at all future meetings regarding discovery issues. Indeed, as you certainly understand, by signing the complaint, a representative of each of the Plaintiffs—not just the leadership team—has personally represented that he/she has conducted a good faith review of the complaint and that each allegation of fact and each claim at law—both federal and state—is well founded. Moreover, as the Requests for Admission were directed to each of the Plaintiffs—not just certain Plaintiffs or to the leadership team—we have the absolute right to inquire directly of each of them as to their personal knowledge of the state-specific facts allegedly supporting the complaint as well as their discovery responses, of which only each state-specific representative has the required personal knowledge. ***Thus, to be clear, the request by the non-leadership team states that we deal only with the leadership team is rejected.***

Please reach out directly to a representative of each state to confirm their availability (or let us know if you would prefer that we do so). If any state is not prepared to participate fully in the discovery process and defend its federal and state claims on an individual basis, it is welcome to withdraw. (or we will request that the complaint be dismissed with prejudice as to that state, e.g., for failure to prosecute). However, as long as each state is a signatory to the complaint, it must defend its claims as well as its discovery responses to all state and federal claims on an individual basis.

It is our intention to take this matter to the judge if we cannot reach agreement with each of the states. Please note that our insistence on interacting directly with each state, for now, relates only to discovery matters; we are willing to work with the leadership team on other generic pleading/legal issues.

We are not comfortable sending our topics of inquiry in advance and we do not believe that we are required to do so. We will make those inquiries, as we deem appropriate, on a state-by-state basis, at the meet and confer conference.

Neil S. Ende

Managing Partner
Technology Law Group
202.256.0120
TLG Conference Bridge:
703.229.6741, PIN: 854#

Sent from my iPhone

On Apr 11, 2025, at 1:17 PM, Erin Leahy <erin.leahy@ohioago.gov> wrote:

Hi Neil,

We will agree to extensions to April 30 for responses from all three defendants. If you require additional time beyond these extensions, we ask you to seek intervention of the Court based on the narratives Greg has provided to us as to why you require additional time to respond to Plaintiffs' outstanding discovery requests. As to your confusion on the receipt of the discovery demands for Avid described in Greg's emails, moving forward, let's all agree that email correspondence will lead with the following in the subject line: "**AZ v. Avid Telecom**". Additionally, *all* counsel of record for the lead plaintiff states should be included in all emails, not just Tracy and me.

Further, if Greg would like us to continue to correspond with him directly, he will need to file his pro hac in this matter so that he is recognized as counsel of record and receives the ECF notifications.

We have been working on an ESI protocol. We will send it later today or by Monday/Tuesday next week at the latest.

We have shared with the State Claims States your request to have a meet-and-confer that includes counsel for the State Claims States in addition to the Leadership team. We have also kept the State Claims States apprised of all of our dealings with counsel in this matter. For this reason and others, the State Claims States would prefer for you to continue to deal with the Leadership team exclusively on this matter. Nevertheless, if necessary, they are willing to join a call with you and the Lead states. However, we must insist that you provide a detailed agenda in advance as to the nature of the disputes at issue so that we may be prepared to discuss. This will ensure the meeting is as productive as possible. Please let us know when you will provide an agenda and we will send you dates/times of availability.

Have a good weekend.

Thanks, Erin

<image001.png>

Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>
Sent: Friday, April 11, 2025 11:00 AM
To: Erin Leahy <erin.leahy@OhioAGO.gov>; Nayer, Tracy <Tnayer@ncdoj.gov>
Cc: Alyse.Meislik@azag.gov; Douglas Swetnam (IN AG) (<douglas.swetnam@atg.in.gov>); <douglas.swetnam@atg.in.gov>; Dylan Jones (AZ AG) (<Dylan.Jones@azag.gov>); <Dylan.Jones@azag.gov>; Laura Dilweg (AZ AG) (<Laura.Dilweg@azag.gov>); <Laura.Dilweg@azag.gov>; Michel Singer Nelson (CO AG) (<michel.singernelson@coag.gov>); <michel.singernelson@coag.gov>; Sarah Pelton (AZ AG) (<Sarah.Pelton@azag.gov>); <Sarah.Pelton@azag.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Thomas Martindale (IN AG) (<Thomas.Martindale@atg.in.gov>); <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>
Subject: Re: RE: Plaintiffs' First Request for Production to Avid Telecom

We will respond to your outstanding requests to all three defendants by April 30 on the assumption that we have an ESI agreement in place by then that makes it possible for both sides to respond.

Given the number of players on your side, I suggest that you determine several common dates of availability and provide them to me rather than my picking dates essentially at random. Agreed?

Neil S. Ende, Esq.
 Managing Partner
 Technology Law Group, LLC
nende@tlgdc.com
 202-895-1707 (Office)
 202-256-0120 (Mobile)
 703-229-6741 PIN 854# (Voice Conference Bridge)

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Friday, April 4, 2025 at 3:04 PM
To: Neil Ende <nende@tlgdc.com>, Nayer, Tracy <Tnayer@ncdoj.gov>
Cc: Alyse.Meislik@azag.gov <Alyse.Meislik@azag.gov>, Douglas Swetnam (IN AG) (<douglas.swetnam@atg.in.gov>); <douglas.swetnam@atg.in.gov>, Dylan Jones (AZ AG) (<Dylan.Jones@azag.gov>); <Dylan.Jones@azag.gov>, Laura Dilweg (AZ AG) (<Laura.Dilweg@azag.gov>); <Laura.Dilweg@azag.gov>, Michel Singer Nelson (CO AG) (<michel.singernelson@coag.gov>); <michel.singernelson@coag.gov>, Sarah Pelton (AZ AG) (<Sarah.Pelton@azag.gov>); <Sarah.Pelton@azag.gov>, Sparko, Rochelle <rsparko@NCDOJ.GOV>, Thomas Martindale (IN AG) (<Thomas.Martindale@atg.in.gov>)

<Thomas.Martindale@atg.in.gov>, Greg Taylor <gtaylor@tlgdc.com>

Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Hi Neil,

As indicated in the attached previous email, Plaintiffs would like to get an ESI agreement in place prior to producing the remaining production so that we have agreement on the specifics of the production. The CDRs records alone are 7 terabytes. We have been working on a draft and plan to get that to you next week.

Regarding your request for a meet and confer as to our responses to the Requests for Admission, we are happy to coordinate a call and will ensure that a representative from each of the states with state law claims is available to discuss issues of law and fact, as well as the other states you mentioned to discuss the federal claims. Would you like to propose some dates and times that will work for you? Given the number of participants that may be involved, it would be best to provide a handful of date/time options and likely in the afternoon since we have some folks in other time zones. We have a group of states that meet weekly for this case on Tuesdays at 2pmET. The standing group does not include all the states with state law claims, but it may be a good day/time option since it is already reserved on many of our calendars.

Additionally, in light of our need to get the ESI agreement in place for the production of documents, we will consent to the requested extension (to April 30) to respond to Plaintiffs' First Set of Requests for Production to Avid Telecom. If possible, we would appreciate it if you are able to at least provide the written responses by April 11.

Sincerely,

<image001.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Fax number: 866-768-2648
Erin.Leahy@OhioAGO.gov

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From: Neil Ende <nende@tlgdc.com>

Sent: Wednesday, April 2, 2025 11:23 AM

To: Nayer, Tracy <Tnayer@ncdoj.gov>

Cc: Alyse.Meislik@azag.gov; Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov)

<douglas.swetnam@atg.in.gov>; Dylan Jones (AZ AG) (Dylan.Jones@azag.gov) <Dylan.Jones@azag.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) <Laura.Dilweg@azag.gov>; Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) <michel.singernelson@coag.gov>; Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) <Sarah.Pelton@azag.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov) <Thomas.Martindale@atg.in.gov>; Greg Taylor <gtaylor@tlgdc.com>

Subject: Re: Plaintiffs' First Request for Production to Avid Telecom

Importance: High

Tracy:

Good morning!

Thank you for your email and the offer of a short extension of time.

Given the extraordinary (we'll leave it as that for now) scope of your requests (hundreds of requests, many with large numbers of subparts) and the very limited economic and personnel resources available to our clients, we will not be able to respond by April 11. We will need *at least* the 30-day extension that we requested.

Please advise if you will consent or whether we need to seek relief from the Court.

Do you have an update of the AG's incomplete responses to our first requests? We would like to receive full production/responses ASAP and we want to set a time shortly thereafter for a meet and confer call. We are particularly interested in discussion as number of very concerning responses we received to our Requests for Admission. To be clear, at a minimum, we need to have an AG-representative on that meet and confer call that works directly for each of the (12) individual state Plaintiffs to address state law fact/law issues, as well as an AG-representative of the following states to address the facts/legal issues relevant to the federal claims: Arizona, Colorado Indiana, North Carolina and Ohio. As each of the individual states has made factual and legal representations and claims, we clearly have the right to engage with a representative of each Plaintiff *directly*. As a member of the leadership team, we ask that you facilitate our ability to do so by coordinating a day/time for a call that includes a AAG from each if the identified states.

We look forward to your timely response.

Thank you.

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Nayer, Tracy

Date: Wednesday, April 2, 2025 at 10:51 AM

To: Greg Taylor , Neil Ende

Cc: Alyse.Meislik@azag.gov , Douglas Swetnam (IN AG) (douglas.swetnam@atg.in.gov) , Dylan

Jones (AZ AG) (Dylan.Jones@azag.gov) , Erin Leahy (OH AG) (erin.leahy@ohioago.gov) , Laura Dilweg (AZ AG) (Laura.Dilweg@azag.gov) , Michel Singer Nelson (CO AG) (michel.singernelson@coag.gov) , Sarah Pelton (AZ AG) (Sarah.Pelton@azag.gov) , Sparko, Rochelle , Thomas Martindale (IN AG) (Thomas.Martindale@atg.in.gov)
Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Thank you for your response, Greg. At this time, Plaintiffs can agree to enlarge the date responses are due to Plaintiffs' First Set of Requests for Production to Avid Telecom to Friday, April 11.

Tracy Nayer
Special Deputy Attorney General
Consumer Protection Division
North Carolina Department of Justice
(919) 716-6581
<image002.png> tnayer@ncdoj.gov
Post Office Box 629, Raleigh, NC 27602
114 West Edenton Street, Raleigh, NC 27603
<https://ncdoj.gov/>

Please note messages to or from this address may be public records.

From: Greg Taylor
Sent: Monday, March 31, 2025 2:40 PM
To: Erin Leahy ; Neil Ende
Cc: Nayer, Tracy ; Sparko, Rochelle ; Michel Singer Nelson ; Swetnam, Douglas ; Meislik, Alyse ; Jones, Dylan ; Dilweg, Laura ; Pelton, Sarah ; Martindale, Thomas L
Subject: Re: Plaintiffs' First Request for Production to Avid Telecom

Erin:

Apologies for the late reply.

We are working diligently to provide responses to the voluminous requests. Despite our efforts, we are still in the process of gathering documents that still need to be reviewed for privilege, etc.

We ask to amend our response date to April 30 to give us time to fully respond to your requests.

Please confirm your agreement with the forgoing.

Best,
Greg

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Date: Monday, March 31, 2025 at 12:08 PM
To: Neil Ende <nende@tlgdc.com>, Greg Taylor <gtaylor@tlgdc.com>
Cc: "Nayer, Tracy" <Tnayer@ncdoj.gov>, "Sparko, Rochelle" <rsparko@ncdoj.gov>, Michel Singer Nelson <michel.singernelson@coag.gov>, "Swetnam, Douglas" <Douglas.Swetnam@atg.in.gov>, "Meislik, Alyse" <Alyse.Meislik@azag.gov>, "Jones, Dylan" <Dylan.Jones@azag.gov>, "Dilweg, Laura" <ldilweg@azag.gov>, "Pelton, Sarah" <Sarah.Pelton@azag.gov>, "Martindale, Thomas L"

<Thomas.Martindale@atg.in.gov>

Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Hello Neil and Greg,

I have not received a response to my email below regarding the overdue discovery responses from Avid Telecom. Please provide an update.

Sincerely,

<image003.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730

Fax number: 866-768-2648

Erin.Leahy@OhioAGO.gov

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From: Erin Leahy

Sent: Wednesday, March 26, 2025 5:02 PM

To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com

Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Michel Singer Nelson <michel.singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>

Subject: RE: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon Neil and Greg,

We have not received written responses to the Plaintiffs' First Set of Requests for Production to Avid Telecom which were served on February 21, 2025. The responses were due Monday, March 24, 2025.

Please provide the responses at your earliest convenience.

Sincerely,

<image003.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Fax number: 866-768-2648
Erin.Leahy@OhioAGO.gov

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From: Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Sent: Friday, February 21, 2025 12:39 PM
To: Neil Ende <nende@tlgdc.com>; gtaylor@tlgdc.com
Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Patrick Crotty <Patrick.Crotty@MyFloridaLegal.com>; Michel Singer Nelson <michel.singernelson@coag.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>
Subject: Plaintiffs' First Request for Production to Avid Telecom

Good afternoon,

Attached you will find Plaintiffs' First Request for Production to Avid Telecom. Please respond with your production within 30 days. If physical production is necessary, please provide that to the Arizona Attorney General's Office.

Thank you, Tom

Thomas Martindale
Deputy Attorney General
Data Privacy & Identity Theft Unit
Consumer Protection Division
Office of Attorney General Todd Rokita
302 West Washington Street, IGCS 5th Floor
Indianapolis, IN 46204
p: (317)232-7751 | f: (317)232-7979
thomas.martindale@atg.in.gov

Exhibit M

Pelton, Sarah

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Sent: Wednesday, May 7, 2025 7:23 AM
To: Neil Ende
Cc: Nayer, Tracy; Sparko, Rochelle; Martindale, Thomas L; Swetnam, Douglas; Dilweg, Laura; Pelton, Sarah; Jones, Dylan; Meislik, Alyse; Dillon IV, John; Michel Singer Nelson
Subject: RE: Meet and Confer

EXTERNAL EMAIL: This email was sent from outside your organization. Exercise caution when clicking links, opening attachments or taking further action, before validating its authenticity.

Thank you Neil for letting us know. We will send additional dates and times for a meet and confer.

Please send us the discovery responses for Avid Telecom and Stacey Reeves today. You attached three copies of only the Lansky responses to your email last Friday.

Thank you.

Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Erin.Leahy@OhioAGO.gov

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-----Original Message-----

From: Neil Ende <nende@tlgdc.com>
Sent: Wednesday, May 7, 2025 10:16 AM
To: Erin Leahy <erin.leahy@OhioAGO.gov>
Subject: Meet and Confer

Just a heads up that Greg is in the hospital for the rest of this week and, potentially the beginning of next week, so, we would like to schedule the meeting confer for the week after next. I am in a bit of cover/catch-up mode while he is out of action.

He is OK, but we all had a bit of a scare.

Please let us know what days work best for you and your team.

Thx!

(I am sending this email voice to text while I am on the road, so, please forgive the fact that it is only being sent to you).

Neil S. Ende
Managing Partner
Technology Law Group
202.256.0120
TLG Conference Bridge:
703.229.6741, PIN: 854#

Sent from my iPhone

Exhibit N

Pelton, Sarah

From: Dillon IV, John
Sent: Friday, May 16, 2025 12:15 PM
To: Neil Ende; Greg Taylor
Cc: Dilweg, Laura; Pelton, Sarah; Meislik, Alyse; Jones, Dylan; Nayer, Tracy; Sparko, Rochelle; Martindale, Thomas L; Swetnam, Douglas; michel.singernelson@coag.gov; Dillon IV, John
Subject: [AZ v Avid Telecom] - Plaintiffs' Meet and Confer Request Re Defendant Michael D. Lansky's Responses to Plaintiffs' First Set of Requests for Production of Documents
Importance: High

Counsel,

We write in regards to Defendant Michael D. Lansky's ("Defendant") Responses to Plaintiffs' First Set of Requests for Production of Documents ("Responses"). As set forth below, Defendant's Responses were deficient and wholly improper under the Federal Rules of Civil Procedure. Accordingly, Plaintiffs demand that Defendant provide supplemental responses by no later than May 23, 2025.

Defendants Michael D. Lansky, L.L.C., dba Avid Telecom and Stacey Reeves Failed to Respond to Plaintiffs' First Set of Requests for Production of Documents.

As an initial matter, to date, Defendants Michael D. Lansky, L.L.C., dba Avid Telecom and Stacey Reeves have failed to provide responses to Plaintiffs' First Set of Requests for Production which were duly served on March 6, 2025. It is well established under Federal law that a failure to object to discovery requests within the time required constitutes a waiver of any objection. *See Richmark Corp. v. Timber Falling Consultants*, 959 F.2d 1468, 1473 (9th Cir. 1992); *see also Walker v. Lakewood Condo. Owners Ass'n*, 186 F.R.D. 584, 587 (C.D. Cal. 1999) ("Not only must the objections be served and the grounds articulated in a specific manner, but the objections must also be served in a timely fashion. The failure to serve objections in the time and manner required by the Rules will result in a waiver of valid objections."); *see also SiteLock LLC v. GoDaddy.com LLC*, No. CV-19-02746-PHX-DWL, 2020 WL 6135189, at *12 (D. Ariz. Oct. 19, 2020). Accordingly, Plaintiffs demand that Defendants Michael D. Lansky, L.L.C., dba Avid Telecom and Stacey Reeves immediately provide responses, without objection, to each of Plaintiff's Requests for Production.

Defendant Lansky's Responses to Plaintiffs' Requests for Production Nos. 1, 10-20, 31-37, 45, 48, 63, 65-80, 83-89, 92, 103-104 Are Improper Under Rule 34(b)(2) of the Federal Rules of Civil Procedure.

Despite agreeing to produce all documents/communications responsive to Plaintiff's Requests for Production Nos. 1, 10-20, 31-37, 45, 48, 63, 65-80, 83-89, 92, 103-104, Defendant failed to provide the specific manner, date and time that he will produce such responsive documents as required by Rule 34(b). *See Fed. R. Civ. P. 34(b)(2)*; *see also Jayne H. Lee, Inc. v. Flagstaff Indus. Corp.*, 173 F.R.D. 651, 656 (D. Md. 1997) ("a response to a request for production of documents which merely promises to produce the requested documents at some unidentified time in the future, without offering a specific time, place and manner, is not a complete answer as required by Rule 34(b) and, therefore, pursuant to Rule 37(a)(3) is treated as a failure to answer or respond."). Accordingly, Defendant must supplement his responses to Plaintiff's Requests for Production Nos. 1, 10-20, 31-37, 45, 48, 63, 65-80, 83-89, 92, 103-104 and provide the specific manner and date certain as to when he will complete his production of all responsive documents/communications.

Defendant Lansky's Responses to Plaintiffs' Requests for Production Nos. 1, 26-27, 92-96, 105-106 Are Improper Under Rule 34(b)(2)(C) of the Federal Rules of Civil Procedure.

In response to Plaintiff's Requests for Production Nos. 1, 26-27, 92-96 and 105-106, Defendant stated that he "will produce all **non-privileged**, responsive documents in their possession, custody or control." (emphasis added). However, Defendant's Responses are improper under Rule 34(b)(2)(C) because they fail to provide Plaintiff with any information as to whether Defendant is withholding any responsive documents on the basis of any privilege. As you are no doubt aware, when responding to a request for production, the responding party must alert other parties to the fact that documents have been withheld and thereby facilitate an informed discussion of the objection. *See Murillo v. Arizona*, No. CV2001580PHXSPLJZB, 2023 WL 2540245, at *2 (D. Ariz. Mar. 16, 2023). It is not Plaintiffs' burden to guess whether any relevant and responsive information has been withheld from production for Requests Nos. 1, 26-27, 92-96 and 105-106. Accordingly, Defendant must supplement his responses to Plaintiff's Requests for Production Nos. 1, 26-27, 92-96 and 105-106 and state whether he is withholding any "privileged" responsive documents and state the specific manner, date and time by which he will complete his production of all "non-privileged" responsive documents/communications.

Defendant Lansky's Failure to Respond to Plaintiffs' Requests for Production Nos. 56 and 58 Constitutes a Waiver of Any Objection.

Defendant failed to provide any response to Plaintiffs' Requests Nos. 56 and 58. It is well established that a failure to object to discovery requests within the time required constitutes a waiver of any objection. *See Richmark Corp. v. Timber Falling Consultants*, 959 F.2d 1468, 1473 (9th Cir. 1992); *see also Walker v. Lakewood Condo. Owners Ass'n*, 186 F.R.D. 584, 587 (C.D. Cal. 1999) ("Not only must the objections be served and the grounds articulated in a specific manner, but the objections must also be served in a timely fashion. The failure to serve objections in the time and manner required by the Rules will result in a waiver of valid objections."); *see also SiteLock LLC v. GoDaddy.com LLC*, No. CV-19-02746-PHX-DWL, 2020 WL 6135189, at *12 (D. Ariz. Oct. 19, 2020). Accordingly, Defendant must supplement his Responses and provide responses, without objection, to Plaintiffs' Requests Nos. 56 and 58.

Defendant Lansky's Responses to Plaintiffs' Requests for Production Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 49-55, 57, 59-62, 64, 81-82, 90-91, 97-102 Are Evasive, Vague and Rely Entirely on Boilerplate Objections.

Defendant's Responses to Requests Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 49-55, 57, 59-62, 64, 81-82, 90-91, 97-102 are plainly evasive, vague and rely entirely on meritless objections. These Requests seek relevant and admissible evidence related to Plaintiffs' causes of action under the Telemarketing and Consumer Fraud and Abuse Prevention Act, the Telemarketing Sales Rules, the Telephone Consumer Protection Act, the Truth in Caller ID Act, and other state and federal laws protecting consumers against deceptive and illegal telemarketing practices and Defendants' claimed defenses thereto. Specifically, these Requests seek relevant and admissible evidence relating to: (a) Defendant's knowledge of and involvement in assisting, facilitating, servicing, managing, permitting and compensating telemarketers, customers and/or sellers in transmitting and delivering millions of prerecorded telephone and robocalls (*e.g.*, Requests Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 62, 64, 81-82, 101-102); (b) Defendant's knowledge of and compliance with applicable Federal and State laws and regulations regarding corporate record retention, telemarketing and robocall schemes (*e.g.*, Requests Nos. 2-9, 21-25, 28-30, 53-61, 101-102); (c) the compensation and monies spent/earned by Defendants, their agents, and/or any other corporate forms or trusts created by Defendants and/or their agents, through their use of illegal telemarketing schemes and Plaintiffs' damages resulting therefrom (*e.g.*, Requests Nos. 38-44, 46-47, 49-52, 97-100); and (d) procedures and methods to prevent—or even significantly mitigate—the perpetration of illegal behavior onto and across Defendants' Avid Telecom's network (*e.g.*, Requests Nos. 21-25, 28-30, 90-91).

In response to these Requests, Defendant posits the same tired boilerplate objection, over and over, without explaining how those objections actually apply to each of the specific document requests. For instance, in response

to Plaintiffs' Requests Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 49-55, 57, 59-62, 64, 81-82, 90-91, 97-102, Defendant copied and pasted the same objections, namely that the Requests are overbroad, burdensome, outside the scope of permissible discovery, seek documents obtainable from other sources, and seek documents protected from disclosure under the law enforcement investigatory privilege. But Defendant's boilerplate and generalized objections are inadequate under the Rules and are tantamount to no objection at all. *See Walker v. Lakewood Condo. Owners Ass'n*, 186 F.R.D. 584, 587 (C.D. Cal. 1999) ("Boilerplate, generalized objections are inadequate and tantamount to not making any objection at all."); *see also Frontier-Kemper Constructors, Inc. v. Elk Run Coal Co.*, 246 F.R.D. 522, 528 (S.D.W. Va. 2007) ("boilerplate objections in response to a Rule 34 request for production of documents are widely rejected."); *see also St. Paul Reins. Co., Ltd. v. Commercial Fin. Corp.*, 198 F.R.D. 508, 512 (N.D.Iowa 2000) (Boilerplate objections, including that a particular document request was oppressive, burdensome and harassing, were "[i]n every respect ... text-book examples of what federal courts have routinely deemed to be improper objections."); *see also Burns v. Imagine Films Entertainment, Inc.*, 164 F.R.D. 589, 592-93 (W.D.N.Y.1996) (general objections that discovery request was overbroad, vague and unduly burdensome were not sufficiently specific to allow court to ascertain objectionable character of discovery request and were improper).

To be effective, an objection must be specific and state whether any responsive materials are being withheld on the basis of that specific objection. *See Fed. R. Civ. P. 34(b)(2)(B)*; *see also Militante v. Banner Health*, No. CV-22-0352-PHX-DWL (JFM), 2023 WL 12073895, at *3 (D. Ariz. Dec. 20, 2023). The burden is on the party resisting discovery to show discovery should not be allowed and to justify his asserted objections with sufficient information. *See U.S. ex rel. O'Connell v. Chapman Univ.*, 245 F.R.D. 646, 648 (C.D. Cal. 2007). When asserting claims of privilege or work product protection, the objecting party must provide sufficient factual information to enable the other parties to evaluate the merits of the claim, including a privilege log if necessary. *See Fed. R. Civ. P. 26*; *see also United States v. Martin*, 278 F.3d 988, 1000 (9th Cir. 2002), as amended on denial of reh'g (Mar. 13, 2002) ("party claiming the privilege must identify specific communications and the grounds supporting the privilege as to each piece of evidence over which privilege is asserted. Blanket assertions are extremely disfavored."). Here, Defendant's baseless objections provide little or no information and make it impossible to tell whether Defendant ever appropriately investigated the existence of responsive material and/or whether he is withholding responsive information. *See Duran v. Cisco Sys., Inc.*, 258 F.R.D. 375, 379 (C.D. Cal. 2009) ("unexplained and unsupported boilerplate objections are improper"). Nor did Defendant provide any factual information for Plaintiffs to evaluate the merits of his privilege claims – like for instance factual information supporting Defendant's claim of the law enforcement privilege. That is because Defendant cannot legitimately do so. Accordingly, Plaintiffs demand that Defendant provide supplemental responses and produce responsive documents to Requests Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 49-55, 57, 59-62, 64, 81-82, 90-91, 97-102.

We believe the parties should be able to resolve the aforementioned issues without judicial involvement. Accordingly, we request your availability to meet and confer regarding Defendant's Responses by May 19, 2025.

Thank you in advance for your anticipated professional courtesy and cooperation.

Regards,

John Raymond Dillon IV
Senior Litigation Counsel



Arizona Attorney General Kris Mayes
2005 N. Central Ave.
Phoenix, AZ 85004
Desk: 602-542-7732
John.DillonIV@azag.gov
<http://www.azag.gov>

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Exhibit O

Pelton, Sarah

From: Dillon IV, John
Sent: Tuesday, May 27, 2025 4:24 PM
To: 'Neil Ende'; 'Greg Taylor'
Cc: Dilweg, Laura; Pelton, Sarah; Meislik, Alyse; Jones, Dylan; 'Nayer, Tracy'; 'Sparko, Rochelle'; 'Martindale, Thomas L'; 'Swetnam, Douglas'; 'michel.singernelson@coag.gov'; Erin Leahy; Dillon IV, John
Subject: RE: [AZ v Avid Telecom] - Plaintiffs' Meet and Confer Request Re Defendant Michael D. Lansky's Responses to Plaintiffs' First Set of Requests for Production of Documents
Importance: High

Counsel,

It's been over ten days since my previous email and I have yet to receive a response from you. Please advise on your availability for a meet and confer regarding Defendant's Responses to Plaintiffs' First Set of Requests for Production of Documents.

Regards,

John Raymond Dillon IV

Senior Litigation Counsel



Arizona Attorney General Kris Mayes
2005 N. Central Ave.
Phoenix, AZ 85004
Desk: 602-542-7732
John.DillonIV@azag.gov
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From: Dillon IV, John
Sent: Friday, May 16, 2025 12:15 PM
To: Neil Ende <nende@tlgdc.com>; Greg Taylor <gtaylor@tlgdc.com>
Cc: Dilweg, Laura <Laura.Dilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Nayer, Tracy <Tnayer@ncdoj.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>; Swetnam, Douglas <douglas.swetnam@atg.in.gov>; michel.singernelson@coag.gov; Dillon IV, John <John.DillonIV@azag.gov>
Subject: [AZ v Avid Telecom] - Plaintiffs' Meet and Confer Request Re Defendant Michael D. Lansky's Responses to Plaintiffs' First Set of Requests for Production of Documents
Importance: High

Counsel,

We write in regards to Defendant Michael D. Lansky's ("Defendant") Responses to Plaintiffs' First Set of Requests for Production of Documents ("Responses"). As set forth below, Defendant's Responses were deficient and wholly improper under the Federal Rules of Civil Procedure. Accordingly, Plaintiffs demand that Defendant provide supplemental responses by no later than May 23, 2025.

Defendants Michael D. Lansky, L.L.C., dba Avid Telecom and Stacey Reeves Failed to Respond to Plaintiffs' First Set of Requests for Production of Documents.

As an initial matter, to date, Defendants Michael D. Lansky, L.L.C., dba Avid Telecom and Stacey Reeves have failed to provide responses to Plaintiffs' First Set of Requests for Production which were duly served on March 6, 2025. It is well established under Federal law that a failure to object to discovery requests within the time required constitutes a waiver of any objection. *See Richmark Corp. v. Timber Falling Consultants*, 959 F.2d 1468, 1473 (9th Cir. 1992); *see also Walker v. Lakewood Condo. Owners Ass'n*, 186 F.R.D. 584, 587 (C.D. Cal. 1999) ("Not only must the objections be served and the grounds articulated in a specific manner, but the objections must also be served in a timely fashion. The failure to serve objections in the time and manner required by the Rules will result in a waiver of valid objections."); *see also SiteLock LLC v. GoDaddy.com LLC*, No. CV-19-02746-PHX-DWL, 2020 WL 6135189, at *12 (D. Ariz. Oct. 19, 2020). Accordingly, Plaintiffs demand that Defendants Michael D. Lansky, L.L.C., dba Avid Telecom and Stacey Reeves immediately provide responses, without objection, to each of Plaintiff's Requests for Production.

Defendant Lansky's Responses to Plaintiffs' Requests for Production Nos. 1, 10-20, 31-37, 45, 48, 63, 65-80, 83-89, 92, 103-104 Are Improper Under Rule 34(b)(2) of the Federal Rules of Civil Procedure.

Despite agreeing to produce all documents/communications responsive to Plaintiff's Requests for Production Nos. 1, 10-20, 31-37, 45, 48, 63, 65-80, 83-89, 92, 103-104, Defendant failed to provide the specific manner, date and time that he will produce such responsive documents as required by Rule 34(b). *See* Fed. R. Civ. P. 34(b)(2); *see also Jayne H. Lee, Inc. v. Flagstaff Indus. Corp.*, 173 F.R.D. 651, 656 (D. Md. 1997) ("a response to a request for production of documents which merely promises to produce the requested documents at some unidentified time in the future, without offering a specific time, place and manner, is not a complete answer as required by Rule 34(b) and, therefore, pursuant to Rule 37(a)(3) is treated as a failure to answer or respond."). Accordingly, Defendant must supplement his responses to Plaintiff's Requests for Production Nos. 1, 10-20, 31-37, 45, 48, 63, 65-80, 83-89, 92, 103-104 and provide the specific manner and date certain as to when he will complete his production of all responsive documents/communications.

Defendant Lansky's Responses to Plaintiffs' Requests for Production Nos. 1, 26-27, 92-96, 105-106 Are Improper Under Rule 34(b)(2)(C) of the Federal Rules of Civil Procedure.

In response to Plaintiff's Requests for Production Nos. 1, 26-27, 92-96 and 105-106, Defendant stated that he "will produce all **non-privileged**, responsive documents in their possession, custody or control." (emphasis added). However, Defendant's Responses are improper under Rule 34(b)(2)(C) because they fail to provide Plaintiff with any information as to whether Defendant is withholding any responsive documents on the basis of any privilege. As you are no doubt aware, when responding to a request for production, the responding party must alert other parties to the fact that documents have been withheld and thereby facilitate an informed discussion of the objection. *See Murillo v. Arizona*, No. CV2001580PHXSPLJZB, 2023 WL 2540245, at *2 (D. Ariz. Mar. 16, 2023). It is not Plaintiffs' burden to guess whether any relevant and responsive information has been withheld from production for Requests Nos. 1, 26-27, 92-96 and 105-106. Accordingly, Defendant must supplement his responses to Plaintiff's Requests for Production Nos. 1, 26-27, 92-96 and 105-106 and state whether he is withholding any "privileged" responsive documents and state the specific manner, date and time by which he will complete his production of all "non-privileged" responsive documents/communications.

Defendant Lansky's Failure to Respond to Plaintiffs' Requests for Production Nos. 56 and 58 Constitutes a Waiver of Any Objection.

Defendant failed to provide any response to Plaintiffs' Requests Nos. 56 and 58. It is well established that a failure to object to discovery requests within the time required constitutes a waiver of any objection. *See Richmark Corp. v. Timber Falling Consultants*, 959 F.2d 1468, 1473 (9th Cir. 1992); *see also Walker v. Lakewood Condo. Owners Ass'n*, 186 F.R.D. 584, 587 (C.D. Cal. 1999) ("Not only must the objections be served and the grounds articulated in a specific manner, but the objections must also be served in a timely fashion. The failure to serve objections in the time and manner required by the Rules will result in a waiver of valid objections."); *see also SiteLock LLC v. GoDaddy.com LLC*, No. CV-19-02746-PHX-DWL, 2020 WL 6135189, at *12 (D. Ariz. Oct. 19, 2020). Accordingly, Defendant must supplement his Responses and provide responses, without objection, to Plaintiffs' Requests Nos. 56 and 58.

Defendant Lansky's Responses to Plaintiffs' Requests for Production Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 49-55, 57, 59-62, 64, 81-82, 90-91, 97-102 Are Evasive, Vague and Rely Entirely on Boilerplate Objections.

Defendant's Responses to Requests Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 49-55, 57, 59-62, 64, 81-82, 90-91, 97-102 are plainly evasive, vague and rely entirely on meritless objections. These Requests seek relevant and admissible evidence related to Plaintiffs' causes of action under the Telemarketing and Consumer Fraud and Abuse Prevention Act, the Telemarketing Sales Rules, the Telephone Consumer Protection Act, the Truth in Caller ID Act, and other state and federal laws protecting consumers against deceptive and illegal telemarketing practices and Defendants' claimed defenses thereto. Specifically, these Requests seek relevant and admissible evidence relating to: (a) Defendant's knowledge of and involvement in assisting, facilitating, servicing, managing, permitting and compensating telemarketers, customers and/or sellers in transmitting and delivering millions of prerecorded telephone and robocalls (*e.g.*, Requests Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 62, 64, 81-82, 101-102); (b) Defendant's knowledge of and compliance with applicable Federal and State laws and regulations regarding corporate record retention, telemarketing and robocall schemes (*e.g.*, Requests Nos. 2-9, 21-25, 28-30, 53-61, 101-102); (c) the compensation and monies spent/earned by Defendants, their agents, and/or any other corporate forms or trusts created by Defendants and/or their agents, through their use of illegal telemarketing schemes and Plaintiffs' damages resulting therefrom (*e.g.*, Requests Nos. 38-44, 46-47, 49-52, 97-100); and (d) procedures and methods to prevent—or even significantly mitigate—the perpetration of illegal behavior onto and across Defendants' Avid Telecom's network (*e.g.*, Requests Nos. 21-25, 28-30, 90-91).

In response to these Requests, Defendant posits the same tired boilerplate objection, over and over, without explaining how those objections actually apply to each of the specific document requests. For instance, in response to Plaintiffs' Requests Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 49-55, 57, 59-62, 64, 81-82, 90-91, 97-102, Defendant copied and pasted the same objections, namely that the Requests are overbroad, burdensome, outside the scope of permissible discovery, seek documents obtainable from other sources, and seek documents protected from disclosure under the law enforcement investigatory privilege. But Defendant's boilerplate and generalized objections are inadequate under the Rules and are tantamount to no objection at all. *See Walker v. Lakewood Condo. Owners Ass'n*, 186 F.R.D. 584, 587 (C.D. Cal. 1999) ("Boilerplate, generalized objections are inadequate and tantamount to not making any objection at all."); *see also Frontier-Kemper Constructors, Inc. v. Elk Run Coal Co.*, 246 F.R.D. 522, 528 (S.D.W. Va. 2007) ("boilerplate objections in response to a Rule 34 request for production of documents are widely rejected."); *see also St. Paul Reins. Co., Ltd. v. Commercial Fin. Corp.*, 198 F.R.D. 508, 512 (N.D.Iowa 2000) (Boilerplate objections, including that a particular document request was oppressive, burdensome and harassing, were "[i]n every respect ... text-book examples of what federal courts have routinely deemed to be improper objections."); *see also Burns v. Imagine Films Entertainment, Inc.*, 164 F.R.D. 589, 592–93 (W.D.N.Y.1996) (general objections that discovery request was overbroad, vague and unduly burdensome were not sufficiently specific to allow court to ascertain objectionable character of discovery request and were improper).

To be effective, an objection must be specific and state whether any responsive materials are being withheld on the basis of that specific objection. *See* Fed. R. Civ. P. 34(b)(2)(B); *see also Militante v. Banner Health*, No. CV-22-0352-PHX-DWL (JFM), 2023 WL 12073895, at *3 (D. Ariz. Dec. 20, 2023). The burden is on the party resisting discovery to show discovery should not be allowed and to justify his asserted objections with sufficient information. *See U.S. ex rel. O'Connell v. Chapman Univ.*, 245 F.R.D. 646, 648 (C.D. Cal. 2007). When asserting claims of privilege or work product protection, the objecting party must provide sufficient factual information to enable the other parties to evaluate the merits of the claim, including a privilege log if necessary. *See* Fed. R. Civ. P. 26; *see also United States v. Martin*, 278 F.3d 988, 1000 (9th Cir. 2002), as amended on denial of reh'g (Mar. 13, 2002) (“party claiming the privilege must identify specific communications and the grounds supporting the privilege as to each piece of evidence over which privilege is asserted. Blanket assertions are extremely disfavored.”). Here, Defendant’s baseless objections provide little or no information and make it impossible to tell whether Defendant ever appropriately investigated the existence of responsive material and/or whether he is withholding responsive information. *See Duran v. Cisco Sys., Inc.*, 258 F.R.D. 375, 379 (C.D. Cal. 2009) (“unexplained and unsupported boilerplate objections are improper”). Nor did Defendant provide any factual information for Plaintiffs to evaluate the merits of his privilege claims – like for instance factual information supporting Defendant’s claim of the law enforcement privilege. That is because Defendant cannot legitimately do so. Accordingly, Plaintiffs demand that Defendant provide supplemental responses and produce responsive documents to Requests Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 49-55, 57, 59-62, 64, 81-82, 90-91, 97-102.

We believe the parties should be able to resolve the aforementioned issues without judicial involvement. Accordingly, we request your availability to meet and confer regarding Defendant’s Responses by May 19, 2025.

Thank you in advance for your anticipated professional courtesy and cooperation.

Regards,

John Raymond Dillon IV
Senior Litigation Counsel



Arizona Attorney General Kris Mayes
2005 N. Central Ave.
Phoenix, AZ 85004
Desk: 602-542-7732
John.DillonIV@azag.gov
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Exhibit P

Pelton, Sarah

From: Greg Taylor <gtaylor@tlgdc.com>
Sent: Wednesday, May 28, 2025 5:14 AM
To: Dillon IV, John; Neil Ende
Cc: Dilweg, Laura; Pelton, Sarah; Meislik, Alyse; Jones, Dylan; 'Nayer, Tracy'; 'Sparko, Rochelle'; 'Martindale, Thomas L'; 'Swetnam, Douglas'; 'michel.singernelson@coag.gov'; Erin Leahy
Subject: Re: [AZ v Avid Telecom] - Plaintiffs' Meet and Confer Request Re Defendant Michael D. Lansky's Responses to Plaintiffs' First Set of Requests for Production of Documents

Mr. Dillon:

I have been in the hospital for some time. Discharged now, but still recovering. Will try to have a substantive response for you later today or tomorrow.

Best,
Greg

From: "Dillon IV, John" <John.DillonIV@azag.gov>
Date: Tuesday, May 27, 2025 at 6:24 PM
To: Neil Ende <nende@tlgdc.com>, Greg Taylor <gtaylor@tlgdc.com>
Cc: "Dilweg, Laura" <Laura.Dilweg@azag.gov>, "Pelton, Sarah" <Sarah.Pelton@azag.gov>, "Meislik, Alyse" <Alyse.Meislik@azag.gov>, "Jones, Dylan" <Dylan.Jones@azag.gov>, "'Nayer, Tracy'" <Tnayer@ncdoj.gov>, "'Sparko, Rochelle'" <rsparko@NCDOJ.GOV>, "'Martindale, Thomas L'" <Thomas.Martindale@atg.in.gov>, "'Swetnam, Douglas'" <douglas.swetnam@atg.in.gov>, "'michel.singernelson@coag.gov'" <michel.singernelson@coag.gov>, Erin Leahy <erin.leahy@OhioAGO.gov>, "Dillon IV, John" <John.DillonIV@azag.gov>
Subject: RE: [AZ v Avid Telecom] - Plaintiffs' Meet and Confer Request Re Defendant Michael D. Lansky's Responses to Plaintiffs' First Set of Requests for Production of Documents

Counsel,

It's been over ten days since my previous email and I have yet to receive a response from you. Please advise on your availability for a meet and confer regarding Defendant's Responses to Plaintiffs' First Set of Requests for Production of Documents.

Regards,

John Raymond Dillon IV
Senior Litigation Counsel



Arizona Attorney General Kris Mayes
2005 N. Central Ave.
Phoenix, AZ 85004
Desk: 602-542-7732
John.DillonIV@azag.gov
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through an attorney-client privilege. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

From: Dillon IV, John

Sent: Friday, May 16, 2025 12:15 PM

To: Neil Ende <nende@tlgdc.com>; Greg Taylor <gtaylor@tlgdc.com>

Cc: Dilweg, Laura <Laura.Dilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Nayer, Tracy <Tnayer@ncdoj.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>; Swetnam, Douglas <douglas.swetnam@atg.in.gov>; michel.singernelson@coag.gov; Dillon IV, John <John.DillonIV@azag.gov>

Subject: [AZ v Avid Telecom] - Plaintiffs' Meet and Confer Request Re Defendant Michael D. Lansky's Responses to Plaintiffs' First Set of Requests for Production of Documents

Importance: High

Counsel,

We write in regards to Defendant Michael D. Lansky's ("Defendant") Responses to Plaintiffs' First Set of Requests for Production of Documents ("Responses"). As set forth below, Defendant's Responses were deficient and wholly improper under the Federal Rules of Civil Procedure. Accordingly, Plaintiffs demand that Defendant provide supplemental responses by no later than May 23, 2025.

Defendants Michael D. Lansky, L.L.C., dba Avid Telecom and Stacey Reeves Failed to Respond to Plaintiffs' First Set of Requests for Production of Documents.

As an initial matter, to date, Defendants Michael D. Lansky, L.L.C., dba Avid Telecom and Stacey Reeves have failed to provide responses to Plaintiffs' First Set of Requests for Production which were duly served on March 6, 2025. It is well established under Federal law that a failure to object to discovery requests within the time required constitutes a waiver of any objection. *See Richmark Corp. v. Timber Falling Consultants*, 959 F.2d 1468, 1473 (9th Cir. 1992); *see also Walker v. Lakewood Condo. Owners Ass'n*, 186 F.R.D. 584, 587 (C.D. Cal. 1999) ("Not only must the objections be served and the grounds articulated in a specific manner, but the objections must also be served in a timely fashion. The failure to serve objections in the time and manner required by the Rules will result in a waiver of valid objections."); *see also SiteLock LLC v. GoDaddy.com LLC*, No. CV-19-02746-PHX-DWL, 2020 WL 6135189, at *12 (D. Ariz. Oct. 19, 2020). Accordingly, Plaintiffs demand that Defendants Michael D. Lansky, L.L.C., dba Avid Telecom and Stacey Reeves immediately provide responses, without objection, to each of Plaintiff's Requests for Production.

Defendant Lansky's Responses to Plaintiffs' Requests for Production Nos. 1, 10-20, 31-37, 45, 48, 63, 65-80, 83-89, 92, 103-104 Are Improper Under Rule 34(b)(2) of the Federal Rules of Civil Procedure.

Despite agreeing to produce all documents/communications responsive to Plaintiff's Requests for Production Nos. 1, 10-20, 31-37, 45, 48, 63, 65-80, 83-89, 92, 103-104, Defendant failed to provide the specific manner, date and time that he will produce such responsive documents as required by Rule 34(b). *See Fed. R. Civ. P. 34(b)(2)*; *see also Jayne H. Lee, Inc. v. Flagstaff Indus. Corp.*, 173 F.R.D. 651, 656 (D. Md. 1997) ("a response to a request for production of documents which merely promises to produce the requested documents at some unidentified time in the future, without offering a specific time, place and manner, is not a complete answer as required by Rule 34(b) and, therefore, pursuant to Rule 37(a)(3) is treated as a failure to answer or respond."). Accordingly, Defendant must supplement his responses to Plaintiff's Requests for Production Nos. 1, 10-20, 31-37, 45, 48, 63, 65-80, 83-89, 92, 103-104 and provide the specific manner and date certain as to when he will complete his production of all responsive documents/communications.

Defendant Lansky's Responses to Plaintiffs' Requests for Production Nos. 1, 26-27, 92-96, 105-106 Are Improper Under Rule 34(b)(2)(C) of the Federal Rules of Civil Procedure.

In response to Plaintiff's Requests for Production Nos. 1, 26-27, 92-96 and 105-106, Defendant stated that he "will produce all **non-privileged**, responsive documents in their possession, custody or control." (emphasis added). However, Defendant's Responses are improper under Rule 34(b)(2)(C) because they fail to provide Plaintiff with any information as to whether Defendant is withholding any responsive documents on the basis of any privilege. As you are no doubt aware, when responding to a request for production, the responding party must alert other parties to the fact that documents have been withheld and thereby facilitate an informed discussion of the objection. *See Murillo v. Arizona*, No. CV2001580PHXSPLJZB, 2023 WL 2540245, at *2 (D. Ariz. Mar. 16, 2023). It is not Plaintiffs' burden to guess whether any relevant and responsive information has been withheld from production for Requests Nos. 1, 26-27, 92-96 and 105-106. Accordingly, Defendant must supplement his responses to Plaintiff's Requests for Production Nos. 1, 26-27, 92-96 and 105-106 and state whether he is withholding any "privileged" responsive documents and state the specific manner, date and time by which he will complete his production of all "non-privileged" responsive documents/communications.

Defendant Lansky's Failure to Respond to Plaintiffs' Requests for Production Nos. 56 and 58 Constitutes a Waiver of Any Objection.

Defendant failed to provide any response to Plaintiffs' Requests Nos. 56 and 58. It is well established that a failure to object to discovery requests within the time required constitutes a waiver of any objection. *See Richmark Corp. v. Timber Falling Consultants*, 959 F.2d 1468, 1473 (9th Cir. 1992); *see also Walker v. Lakewood Condo. Owners Ass'n*, 186 F.R.D. 584, 587 (C.D. Cal. 1999) ("Not only must the objections be served and the grounds articulated in a specific manner, but the objections must also be served in a timely fashion. The failure to serve objections in the time and manner required by the Rules will result in a waiver of valid objections."); *see also SiteLock LLC v. GoDaddy.com LLC*, No. CV-19-02746-PHX-DWL, 2020 WL 6135189, at *12 (D. Ariz. Oct. 19, 2020). Accordingly, Defendant must supplement his Responses and provide responses, without objection, to Plaintiffs' Requests Nos. 56 and 58.

Defendant Lansky's Responses to Plaintiffs' Requests for Production Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 49-55, 57, 59-62, 64, 81-82, 90-91, 97-102 Are Evasive, Vague and Rely Entirely on Boilerplate Objections.

Defendant's Responses to Requests Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 49-55, 57, 59-62, 64, 81-82, 90-91, 97-102 are plainly evasive, vague and rely entirely on meritless objections. These Requests seek relevant and admissible evidence related to Plaintiffs' causes of action under the Telemarketing and Consumer Fraud and Abuse Prevention Act, the Telemarketing Sales Rules, the Telephone Consumer Protection Act, the Truth in Caller ID Act, and other state and federal laws protecting consumers against deceptive and illegal telemarketing practices and Defendants' claimed defenses thereto. Specifically, these Requests seek relevant and admissible evidence relating to: (a) Defendant's knowledge of and involvement in assisting, facilitating, servicing, managing, permitting and compensating telemarketers, customers and/or sellers in transmitting and delivering millions of prerecorded telephone and robocalls (*e.g.*, Requests Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 62, 64, 81-82, 101-102); (b) Defendant's knowledge of and compliance with applicable Federal and State laws and regulations regarding corporate record retention, telemarketing and robocall schemes (*e.g.*, Requests Nos. 2-9, 21-25, 28-30, 53-61, 101-102); (c) the compensation and monies spent/earned by Defendants, their agents, and/or any other corporate forms or trusts created by Defendants and/or their agents, through their use of illegal telemarketing schemes and Plaintiffs' damages resulting therefrom (*e.g.*, Requests Nos. 38-44, 46-47, 49-52, 97-100); and (d) procedures and methods to prevent—or even significantly mitigate—the perpetration of illegal behavior onto and across Defendants' Avid Telecom's network (*e.g.*, Requests Nos. 21-25, 28-30, 90-91).

In response to these Requests, Defendant posits the same tired boilerplate objection, over and over, without explaining how those objections actually apply to each of the specific document requests. For instance, in response

to Plaintiffs' Requests Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 49-55, 57, 59-62, 64, 81-82, 90-91, 97-102, Defendant copied and pasted the same objections, namely that the Requests are overbroad, burdensome, outside the scope of permissible discovery, seek documents obtainable from other sources, and seek documents protected from disclosure under the law enforcement investigatory privilege. But Defendant's boilerplate and generalized objections are inadequate under the Rules and are tantamount to no objection at all. *See Walker v. Lakewood Condo. Owners Ass'n*, 186 F.R.D. 584, 587 (C.D. Cal. 1999) ("Boilerplate, generalized objections are inadequate and tantamount to not making any objection at all."); *see also Frontier-Kemper Constructors, Inc. v. Elk Run Coal Co.*, 246 F.R.D. 522, 528 (S.D.W. Va. 2007) ("boilerplate objections in response to a Rule 34 request for production of documents are widely rejected."); *see also St. Paul Reins. Co., Ltd. v. Commercial Fin. Corp.*, 198 F.R.D. 508, 512 (N.D.Iowa 2000) (Boilerplate objections, including that a particular document request was oppressive, burdensome and harassing, were "[i]n every respect ... text-book examples of what federal courts have routinely deemed to be improper objections."); *see also Burns v. Imagine Films Entertainment, Inc.*, 164 F.R.D. 589, 592-93 (W.D.N.Y.1996) (general objections that discovery request was overbroad, vague and unduly burdensome were not sufficiently specific to allow court to ascertain objectionable character of discovery request and were improper).

To be effective, an objection must be specific and state whether any responsive materials are being withheld on the basis of that specific objection. *See Fed. R. Civ. P. 34(b)(2)(B)*; *see also Militante v. Banner Health*, No. CV-22-0352-PHX-DWL (JFM), 2023 WL 12073895, at *3 (D. Ariz. Dec. 20, 2023). The burden is on the party resisting discovery to show discovery should not be allowed and to justify his asserted objections with sufficient information. *See U.S. ex rel. O'Connell v. Chapman Univ.*, 245 F.R.D. 646, 648 (C.D. Cal. 2007). When asserting claims of privilege or work product protection, the objecting party must provide sufficient factual information to enable the other parties to evaluate the merits of the claim, including a privilege log if necessary. *See Fed. R. Civ. P. 26*; *see also United States v. Martin*, 278 F.3d 988, 1000 (9th Cir. 2002), as amended on denial of reh'g (Mar. 13, 2002) ("party claiming the privilege must identify specific communications and the grounds supporting the privilege as to each piece of evidence over which privilege is asserted. Blanket assertions are extremely disfavored."). Here, Defendant's baseless objections provide little or no information and make it impossible to tell whether Defendant ever appropriately investigated the existence of responsive material and/or whether he is withholding responsive information. *See Duran v. Cisco Sys., Inc.*, 258 F.R.D. 375, 379 (C.D. Cal. 2009) ("unexplained and unsupported boilerplate objections are improper"). Nor did Defendant provide any factual information for Plaintiffs to evaluate the merits of his privilege claims – like for instance factual information supporting Defendant's claim of the law enforcement privilege. That is because Defendant cannot legitimately do so. Accordingly, Plaintiffs demand that Defendant provide supplemental responses and produce responsive documents to Requests Nos. 2-9, 21-25, 28-30, 38-44, 46-47, 49-55, 57, 59-62, 64, 81-82, 90-91, 97-102.

We believe the parties should be able to resolve the aforementioned issues without judicial involvement. Accordingly, we request your availability to meet and confer regarding Defendant's Responses by May 19, 2025.

Thank you in advance for your anticipated professional courtesy and cooperation.

Regards,

John Raymond Dillon IV
Senior Litigation Counsel



Arizona Attorney General Kris Mayes
2005 N. Central Ave.
Phoenix, AZ 85004
Desk: 602-542-7732
John.DillonIV@azag.gov
<http://www.azag.gov>

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Exhibit Q

Pelton, Sarah

From: Dillon IV, John
Sent: Friday, June 20, 2025 12:41 PM
To: Greg Taylor; nende@tlgdc.com
Cc: Nayer, Tracy; Martindale, Thomas L; Erin Leahy; Swetnam, Douglas; Michel Singer Nelson; Sparko, Rochelle; Dilweg, Laura; Pelton, Sarah; Meislik, Alyse; Jones, Dylan; Trombley, Nikki
Subject: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

Counsel,

Pursuant to the Court's instruction, please advise your availability for a meet and confer regarding Plaintiffs' First Set of Requests for Production next week (June 23-June 27). The Plaintiff States are available during the following days/times:

- Monday, June 23, between 1:00 pm to 5:00 pm ET
- Thursday, June 26, between 11:00 am to 3:00 pm ET
- Friday, June 27, between 11:30 am to 1:00 pm ET
- Friday, June 27, between 3:00 pm to 5:00 pm ET

Regards,

John Raymond Dillon IV
Senior Litigation Counsel



Arizona Attorney General Kris Mayes
2005 N. Central Ave.
Phoenix, AZ 85004
Desk: 602-542-7732
John.DillonIV@azag.gov
<http://www.azag.gov>

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Exhibit R

Pelton, Sarah

From: Dillon IV, John
Sent: Wednesday, July 2, 2025 4:21 PM
To: Greg Taylor; nende@tlgdc.com; Greg Taylor
Cc: Nayer, Tracy; Erin Leahy; Martindale, Thomas L; Swetnam, Douglas; Michel Singer Nelson; Sparko, Rochelle; Dilweg, Laura; Pelton, Sarah; Meislik, Alyse; Jones, Dylan; Trombley, Nikki
Subject: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

Counsel,

Pursuant to the Court's July 1, 2025 Order, please advise your availability for a meet and confer regarding Plaintiffs' First Set of Requests for Production. The Plaintiff States are available during the following days/times:

- Monday, July 7, between 3:00 pm to 5:30 pm ET
- Tuesday, July 8, between 2:00pm to 5:30 pm ET
- Wednesday, July 9, between 12:00 pm to 2:00 pm ET, and 4:00 pm to 5:30 pm ET
- Thursday, July 10, between 12:30 pm to 5:30 pm ET

Regards,

John Raymond Dillon IV
Senior Litigation Counsel



Arizona Attorney General Kris Mayes
2005 N. Central Ave.
Phoenix, AZ 85004
Desk: 602-542-7732
John.DillonIV@azag.gov
<http://www.azag.gov>

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Exhibit S

Pelton, Sarah

From: Greg Taylor <gtaylor@telecomlawattorney.com>
Sent: Thursday, July 3, 2025 8:34 AM
To: Dillon IV, John; nende@tlgdc.com; Greg Taylor
Cc: Nayer, Tracy; Erin Leahy; Martindale, Thomas L; Swetnam, Douglas; Michel Singer Nelson; Sparko, Rochelle; Dilweg, Laura; Pelton, Sarah; Meislik, Alyse; Jones, Dylan; Trombley, Nikki
Subject: Re: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

Dear Counsel:

We write in response to your message below regarding a meet and confer next week. Please be advised we are available next week to discuss the parties' respective discovery requests and pending production.

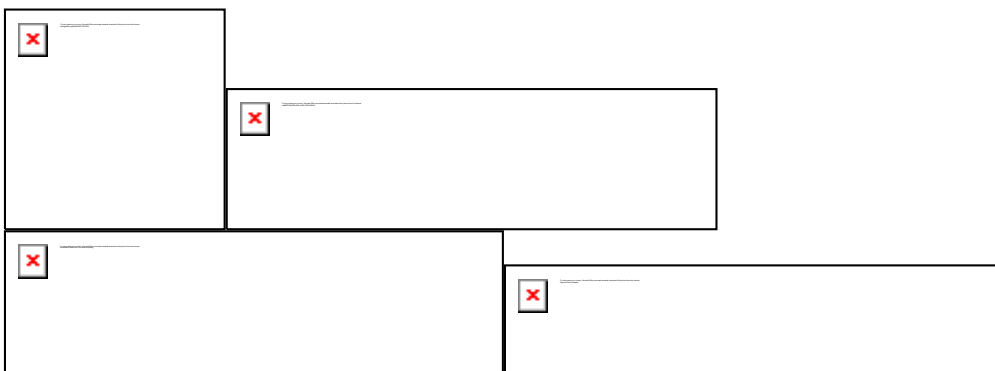
As you are no doubt aware, Plaintiffs were served Document Requests, Interrogatories, Requests for Admission and deposition notices months ago. Plaintiffs have failed and refused to provide meaningful response to many of those discovery requests (often asserting plainly unsustainable objections), failed to produce even a single document, and they have even refused to produce any witnesses in response to Defendants' 30(b)(6) notices. Thus, by all reasonable measures, Defendants are within their rights to demand that any meet and confer must, first, address Plaintiffs' concerns. Nonetheless, Defendants are willing to address both sides' issues in the meet and confer next week.

To effectively address and, hopefully, to resolve all matters of concern. Defendants need access to each of the Plaintiffs. You state in your message "[p]laintiff States are available...." Please confirm this means there will be, at a minimum, **an AG who is employed by each Lead State and each State with a claim based on state law**. To be clear, we will not agree to interact with an AG from a Lead State that purports to represent any other state(s); there must be an AG present to represent each state to which discovery was directed.

We are currently available to meet and confer Wednesday, July 9thth, from 4:00-5:30. Given that Defendants' service occurred well before Plaintiffs', it is our intention that the M&C start with a discussion of our concerns.

Best,

Greg Taylor, of Counsel
Technology Law Group, LLC
80 E. Fifth St. | Second Floor | Edmond, OK 73034
T: +1 405.896.2266 | F: +1 405.701.6174
gtaylor@tlgdc.com | LinkedIn: Greg Taylor | Twitter: @telcoatty



From: "Dillon IV, John" <John.DillonIV@azag.gov>

Date: Wednesday, July 2, 2025 at 6:22 PM

To: Greg Taylor <gtaylor@telecomlawattorney.com>, Neil Ende <nende@tlgdc.com>, Greg Taylor <gtaylor@tlgdc.com>

Cc: "Nayer, Tracy" <Tnayer@ncdoj.gov>, Erin Leahy <erin.leahy@OhioAGO.gov>, "Martindale, Thomas L" <Thomas.Martindale@atg.in.gov>, "Swetnam, Douglas" <Douglas.Swetnam@atg.in.gov>, Michel Singer Nelson <michel.singernelson@coag.gov>, "Sparko, Rochelle" <rsparko@ncdoj.gov>, "Dilweg, Laura" <Laura.Dilweg@azag.gov>, "Pelton, Sarah" <Sarah.Pelton@azag.gov>, "Meislik, Alyse" <Alyse.Meislik@azag.gov>, "Jones, Dylan" <Dylan.Jones@azag.gov>, "Trombley, Nikki" <Nikki.Trombley@azag.gov>

Subject: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

Counsel,

Pursuant to the Court's July 1, 2025 Order, please advise your availability for a meet and confer regarding Plaintiffs' First Set of Requests for Production. The Plaintiff States are available during the following days/times:

- Monday, July 7, between 3:00 pm to 5:30 pm ET
- Tuesday, July 8, between 2:00pm to 5:30 pm ET
- Wednesday, July 9, between 12:00 pm to 2:00 pm ET, and 4:00 pm to 5:30 pm ET
- Thursday, July 10, between 12:30 pm to 5:30 pm ET

Regards,

John Raymond Dillon IV
Senior Litigation Counsel



Arizona Attorney General Kris Mayes
2005 N. Central Ave.
Phoenix, AZ 85004
Desk: 602-542-7732
John.DillonIV@azag.gov

<http://www.azag.gov>

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Exhibit T

Pelton, Sarah

From: Dillon IV, John
Sent: Thursday, July 3, 2025 3:16 PM
To: Greg Taylor; nende@tlgdc.com; Greg Taylor
Cc: Nayer, Tracy; Erin Leahy; Martindale, Thomas L; Swetnam, Douglas; Michel Singer Nelson; Sparko, Rochelle; Dilweg, Laura; Pelton, Sarah; Meislik, Alyse; Jones, Dylan; Trombley, Nikki
Subject: RE: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

Greg,

We will circulate a dial-in for a meet and confer for Wednesday July 9, 2025 at 4:00pm ET. The meet and confer will relate solely to Plaintiffs' First Set of Requests for Production, as pursuant to the Court's July 1, 2025 Order the parties are required to consult and make sincere efforts to resolve the dispute "***raised by Plaintiffs***". See Dkt. 07/01/2025, Order.

As you are no doubt aware, on May 16, 2025, I sent you (and your co-counsel) an email requesting your availability for a meet and confer regarding Plaintiffs' First Set of Requests for Production. Your office ignored my email. On May 27, 2025, I sent a follow up email to you (and your co-counsel), once again seeking your availability for a meet and confer regarding Plaintiffs' First Set of Requests for Production. In response to my May 27 email, you maintained that you would "try to have a substantive response for you later today or tomorrow" – which you failed to provide.

On June 19, 2025, pursuant to the Scheduling Order, Plaintiffs notified the Court of the dispute regarding Plaintiffs' First Set of Requests for Production and the anticipated motions to compel Plaintiffs would need to file given your outright refusal to participate in any good faith meet and confer efforts. On June 20, 2025, in response to Plaintiffs' notice, the Court instructed the parties to "consult and confer within one week to seek ***to resolve the issues of the potential motions to compel***" and to provide notice to the Court if a consultation (or at least the scheduling of a consultation) had not occurred by June 27, 2025. That same day I attempted to schedule a meet and confer consultation with you (and your co-counsel) regarding Plaintiffs' First Set of Requests for Production - which your office once again ignored.

On June 30, 2025, Plaintiffs notified the Court of your refusal to schedule and participate in a meet and confer consultation regarding Plaintiffs' First Set of Requests for Production by the required June 27, 2025 deadline. As a result, the Court issued its July 1, 2025 Order which requires the parties to consult and make sincere efforts to resolve the dispute "***raised by Plaintiffs***".

Your eleventh-hour attempt to hijack Plaintiff's good faith meet and confer efforts with arbitrary demands to discuss "Interrogatories" which were never actually propounded is not well taken. Moreover, your demand that a representative from "each state to which discovery was directed" be present during a meet and confer is contrary to the Court's Scheduling Order and only highlights your continued obstruction. See Dkt. 12/10/2024, Case Management Scheduling Order.

If Defendants feel that they have legitimate grievances regarding Plaintiffs' discovery efforts, the Lead Plaintiff States are available to meet and confer regarding such perceived grievances during the following days/times next week: Monday, July 7, between 3:00 pm to 5:30 pm ET; Tuesday, July 8, between 2:00pm to 5:30 pm ET; Wednesday, July 9, between 12:00 pm to 2:00 pm ET, and Thursday, July 10, between 12:30 pm to 5:30 pm ET. In order to promote efficiency and reduce costs for all parties, Plaintiffs respectfully request that Defendants

provide a substantive outline of their positions, including the legal justifications for such positions, prior to any actual meet and confer regarding Defendants' proposed topics.

We look forward to speaking with you on Wednesday, July 9, 2025 at 4:00pm ET regarding Plaintiffs' First Set of Requests for Production.

Regards,

John Raymond Dillon IV
Senior Litigation Counsel



Arizona Attorney General Kris Mayes
2005 N. Central Ave.
Phoenix, AZ 85004
Desk: 602-542-7732
John.DillonIV@azag.gov
<http://www.azag.gov>

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From: Greg Taylor <gtaylor@telecomlawattorney.com>

Sent: Thursday, July 3, 2025 8:34 AM

To: Dillon IV, John <John.DillonIV@azag.gov>; nende@tlgdc.com; Greg Taylor <gtaylor@tlgdc.com>

Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Michel Singer Nelson <michel.singernelson@coag.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Dilweg, Laura <Laura.Dilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Trombley, Nikki <Nikki.Trombley@azag.gov>

Subject: Re: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

Dear Counsel:

We write in response to your message below regarding a meet and confer next week. Please be advised we are available next week to discuss the parties' respective discovery requests and pending production.

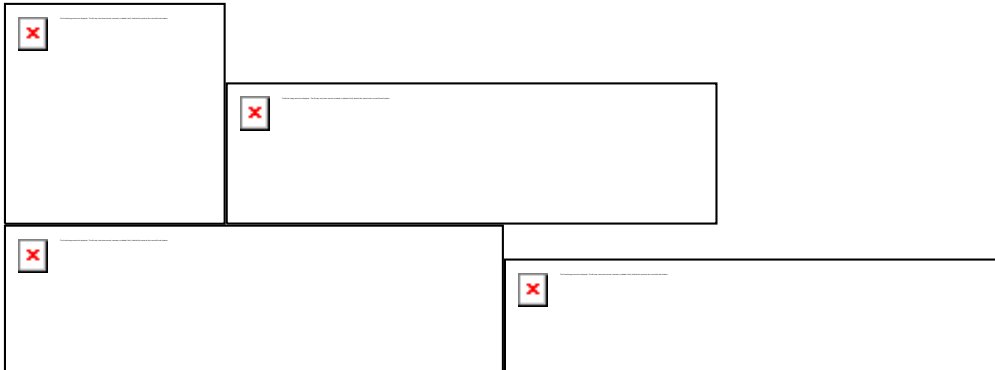
As you are no doubt aware, Plaintiffs were served Document Requests, Interrogatories, Requests for Admission and deposition notices months ago. Plaintiffs have failed and refused to provide meaningful response to many of those discovery requests (often asserting plainly unsustainable objections), failed to produce even a single document, and they have even refused to produce any witnesses in response to Defendants' 30(b)(6) notices. Thus, by all reasonable measures, Defendants are within their rights to demand that any meet and confer must, first, address Plaintiffs' concerns. Nonetheless, Defendants are willing to address both sides' issues in the meet and confer next week.

To effectively address and, hopefully, to resolve all matters of concern. Defendants need access to each of the Plaintiffs. You state in your message "[p]laintiff States are available...." Please confirm this means there will be, at a minimum, **an AG who is employed by each Lead State and each State with a claim based on state law**. To be clear, we will not agree to interact with an AG from a Lead State that purports to represent any other state(s); there must be an AG present to represent each state to which discovery was directed.

We are currently available to meet and confer Wednesday, July 9thth, from 4:00-5:30. Given that Defendants' service occurred well before Plaintiffs', it is our intention that the M&C start with a discussion of our concerns.

Best,

Greg Taylor, of Counsel
Technology Law Group, LLC
80 E. Fifth St. | Second Floor | Edmond, OK 73034
T: +1 405.896.2266 | F: +1 405.701.6174
gtaylor@tlgdc.com | LinkedIn: Greg Taylor | Twitter: @telcoatty



From: "Dillon IV, John" <John.DillonIV@azag.gov>

Date: Wednesday, July 2, 2025 at 6:22 PM

To: Greg Taylor <gtaylor@telecomlawattorney.com>, Neil Ende <nende@tlgdc.com>, Greg Taylor <gtaylor@tlgdc.com>

Cc: "Nayer, Tracy" <Tnayer@ncdoj.gov>, Erin Leahy <erin.leahy@OhioAGO.gov>, "Martindale, Thomas L" <Thomas.Martindale@atg.in.gov>, "Swetnam, Douglas" <Douglas.Swetnam@atg.in.gov>, Michel Singer Nelson <michel.singernelson@coag.gov>, "Sparko, Rochelle" <rsparko@ncdoj.gov>, "Dilweg, Laura" <Laura.Dilweg@azag.gov>, "Pelton, Sarah" <Sarah.Pelton@azag.gov>, "Meislik, Alyse" <Alyse.Meislik@azag.gov>, "Jones, Dylan" <Dylan.Jones@azag.gov>, "Trombley, Nikki" <Nikki.Trombley@azag.gov>

Subject: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

Counsel,

Pursuant to the Court's July 1, 2025 Order, please advise your availability for a meet and confer regarding Plaintiffs' First Set of Requests for Production. The Plaintiff States are available during the following days/times:

- Monday, July 7, between 3:00 pm to 5:30 pm ET
- Tuesday, July 8, between 2:00pm to 5:30 pm ET
- Wednesday, July 9, between 12:00 pm to 2:00 pm ET, and 4:00 pm to 5:30 pm ET
- Thursday, July 10, between 12:30 pm to 5:30 pm ET

Regards,

John Raymond Dillon IV
Senior Litigation Counsel



Arizona Attorney General Kris Mayes
2005 N. Central Ave.
Phoenix, AZ 85004
Desk: 602-542-7732
John.DillonIV@azag.gov
<http://www.azag.gov>

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Exhibit U

Pelton, Sarah

From: Dillon IV, John
Sent: Wednesday, July 9, 2025 4:36 PM
To: Greg Taylor
Cc: Tracy Nayer; Martindale Thomas L; Swetnam Douglas; Singer Nelson Michel; Sparko Rochelle; Dilweg, Laura; Pelton, Sarah; Erin Leahy; Meislik, Alyse; Jones, Dylan; Trombley, Nikki; Neil Ende
Subject: RE: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

Greg,

Plaintiffs will agree to you providing a response as to when we can expect Defendants' production by close of business Friday (7/11). Please confirm your understanding of the following, which was also discussed during our meet and confer this afternoon:

1. Defense counsel will provide Defendant Avid Telecom's and Defendant Stacey Reeves' written responses to Plaintiffs' First Set of Requests for Production by close of business Friday, July 11, 2025.
2. Defense counsel will provide Defendant Michael Lansky's supplemental responses to Plaintiffs' First Set of Requests for Production by close of business Tuesday, July 15, 2025.
3. Plaintiffs' deadline to bring Motions to Compel will be Thursday, July 31, 2025.

Regards,

John Raymond Dillon IV
Senior Litigation Counsel



Arizona Attorney General Kris Mayes
2005 N. Central Ave.
Phoenix, AZ 85004
Desk: 602-542-7732
John.DillonIV@azag.gov
<http://www.azag.gov>

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From: Greg Taylor <gtaylor@tlgdc.com>
Sent: Wednesday, July 9, 2025 2:06 PM
To: Dillon IV, John <John.DillonIV@azag.gov>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>; Martindale Thomas L <Thomas.Martindale@atg.in.gov>; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Dilweg, Laura <Laura.Dilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Trombley,

Nikki <Nikki.Trombley@azag.gov>; Neil Ende <nende@tlgdc.com>

Subject: Re: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

John:

In our call today I promised to have a response for you by COB re when to expect the share-file for the document download from Defendants.

It did not occur to me until a few minutes ago that I will be out of the office tomorrow for an outpatient procedure. I should return home tomorrow, but it may not be before COB.

I've already sent the email requesting the file. I expect to hear something today or tomorrow. If, however, I have not heard from Chris before I need to leave, I will need to follow up with you after COB (but presumably still tomorrow).

Apologies for not remembering that during our call.

Best,

Greg Taylor, of Counsel

Technology Law Group, LLC

80 E. Fifth St. | Second Floor | Edmond, OK 73034

T: +1 405.896.2266 | F: +1 405.701.6174

gtaylor@tlgdc.com | LinkedIn: Greg Taylor | Twitter: @telcoatty



Greg Taylor
telecomlawattorney.com

Martindale-Hubbell®



Martindale-Hubbell®

CLIENT CHAMPION
PLATINUM / 2022

Exhibit V

Pelton, Sarah

From: Greg Taylor <gtaylor@tlgdc.com>
Sent: Friday, July 11, 2025 1:26 PM
To: Dillon IV, John
Cc: Tracy Nayer; Martindale Thomas L; Swetnam Douglas; Singer Nelson Michel; Sparko Rochelle; Dilweg, Laura; Pelton, Sarah; Erin Leahy; Meislik, Alyse; Jones, Dylan; Trombley, Nikki; Neil Ende
Subject: Re: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

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Greg Taylor
telecomlawattorney.com

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Exhibit W

Pelton, Sarah

From: Dillon IV, John
Sent: Monday, July 21, 2025 4:16 PM
To: Greg Taylor
Cc: Tracy Nayer; Martindale Thomas L; Swetnam Douglas; Singer Nelson Michel; Sparko Rochelle; Dilweg, Laura; Pelton, Sarah; Erin Leahy; Meislik, Alyse; Jones, Dylan; Trombley, Nikki; Neil Ende
Subject: RE: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production
Attachments: Defendants' Supplemental discovery Responses

Greg,

Regarding the document requests served on Defendant Lansky, Plaintiffs served 106 Requests for Production, not 103 as you suggested. Furthermore, Defendant Lansky declined to produced documents for 27 of the Requests, not nine. The 27 Responses included only objections and had no language indicating (a) Defendant Lansky would produce responsive documents notwithstanding the objections or (b) opposing counsel wanted to meet and confer as to that specific Request. As such, Defendant Lansky agreed to produce documents in response to only 79 of the 106 Requests.

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 - 2025.07.11_Avid Production.zip//Yodel KYC.png
 - 2025.07.11_Avid Production.zip//DMS Traceback Opt Ins/Screenshot 2022-10-03 113255.png
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Finally, as admitted by your co-counsel (email attached), only Defendant Lansky's responses were served. We thus expect to receive the long-overdue written Responses without objections from Defendant Avid Telecom and Defendant Stacey Reeves by the end of the day today, July 21, 2025.

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Arizona Attorney General Kris Mayes
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Greg Taylor
telecomlawattorney.com

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PLATINUM / 2022

Exhibit X

Pelton, Sarah

From: Greg Taylor <gtaylor@tlgdc.com>
Sent: Monday, July 28, 2025 8:40 AM
To: Dillon IV, John
Cc: Tracy Nayer; Martindale Thomas L; Swetnam Douglas; Singer Nelson Michel; Sparko Rochelle; Dilweg, Laura; Pelton, Sarah; Erin Leahy; Meislik, Alyse; Jones, Dylan; Trombley, Nikki; Neil Ende
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John:

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 - 2025.07.11_Avid Production.zip//Third Rock KYC.png
 - 2025.07.11_Avid Production.zip//BL Marketing - Voip Terminator KYC.png
 - 2025.07.11_Avid Production.zip//Yodel KYC.png
 - 2025.07.11_Avid Production.zip//DMS Traceback Opt Ins/Screenshot 2022-10-03 113255.png
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Exhibit Y

Pelton, Sarah

From: Neil Ende <nende@tlgdc.com>
Sent: Tuesday, August 12, 2025 1:53 PM
To: Elizabeth Jarecki
Cc: Nayer, Tracy; Erin Leahy; Sparko, Rochelle; Swetnam, Douglas; Michel Singer Nelson; Dillon IV, John; Dilweg, Laura; Pelton, Sarah; Jones, Dylan; Emily Dietz; Greg Taylor; Martindale, Thomas L; Greg Taylor
Subject: Re: CV 23-233 Arizona, et al., v Lansky, et al.
Importance: High

SENT ON BEHALF OF GREG TAYLOR (HE LOST POWER AT HIS OFFICE)

Ms. Jarecki:

Good afternoon.

As promised, below is our response to Plaintiff-AGs' known discovery disputes with Defendants.

Please confirm receipt by return email.

Both individual defendants have made a diligent effort to search for documents and produce them in a manner consistent with the Federal Rules of Civil Procedure and the parties' Court-approved ESI agreement.

As an initial matter, it is important that the Court keep in mind that both individual defendants are just that; individual defendants. They do not have any support staff and thus the work identifying and accessing documents is very personally time consuming and difficult. This, of course is in stark contrast to the AG's who have a "cast of thousands" working on this case from nearly 50 states. Yet, the truth is that there is not a wide gulf between the volume of documents produced by each side of the "v."

With that said, please be aware that, contrary to the impression that the Plaintiff's are trying to present, Defendant Reeves has uploaded a large number of documents that have been and are available for download via our document management software's portal. As of today, Defendant Reeves has uploaded a total of 2,612 documents. Mrs. Reeves recently advised she has located additional documents responsive to Plaintiffs' Requests, and she will be sending them to counsel for review soon. We expect to be in a position to move them to the portal later this week.

Defendants Mr. Lansky and Avid Telecom (i.e., again, Mr. Lansky) have returned from extended travel and he is completing searches for documents on his computer. It is our understanding that there is very substantial overlap in his production, and Avid's, with Mrs. Reeves because it was standard practice for them to copy the other person on email. Nonetheless all responsive documents that are not subject to withholding based on an applicable objection are being identified and all reasonable efforts are being used to expedite production.

Mr. Dillon states there are 27 Responses by Mr. Lansky to document requests that Mr. Lansky is refusing to produce documents. Mr. Dillon's statement is not a correct reading of the response. In none of those cases does Mr. Lansky state that he is refusing to respond. He intends to respond. The confusion apparently is the result of the fact that he inadvertently forgot to include the final sentence stating that notwithstanding the objection, a response will be provided.

There are nine Requests where Defendants are not now prepared to produce documents. Those Requests related to circumstance in which there is a stated need to meet and confer to clarify, narrow, or otherwise

restate those nine Requests and allow Defendants to understand what is being sought so that Defendants can commence their search for responsive documents.

Plaintiffs have offered several dates for a meet and confer on all outstanding issues. Due to serious issues with the previous meet and confer, Defendants have asked (as have Plaintiffs) that the parties exchange meet and confer correspondence in order to have a clear record of the parties' respective positions.

With respect to Plaintiffs concern that certain documents were not Bates-stamped, I have determined that this was the byproduct of a software issue. This issue has been corrected and Bates stamped documents are now available for download.

With respect to the manner of production, Defendants have produced documents in the manner in which they were maintained in accordance with the Federal Rules.

Finally, Defendants are aware Plaintiffs state there are technical deficiencies with the format of fewer than two dozen (of thousands) of files. We consulted our document management vendor, and we are advised there is nothing that can be done to change or otherwise alter the format for these files at our end. We are producing them in the only format we have them. We note that many of the files are common graphics files which can be easily displayed on any computer, tablet, phone, or similar device, so, we do not understand the concern. If Plaintiffs cannot view the files or they are aware of a way in which the format can be changed to facilitate review, we are pleased to listen.

To our knowledge, the foregoing are all of the issues Plaintiffs raise. However, as explained, all issues have been resolved, or are in the process of being resolved, or we are waiting for Plaintiffs to initiate\respond.

As we will make the Court aware shortly, Defendants have asserted a far greater number of troubling objections to Defendants' discovery. This conduct caused Defendants to send a 120-page meet and confer letter. Among the serious issues are Plaintiffs' **wholesale refusal** to date to agree to designate a witness in response to any of the 30(b)(6) deposition notices issued by Defendants. Perhaps, of even greater concern is that Plaintiff, apparently willfully, withheld the documents that they received in response to numerous subpoenas issued to financial institutions used by Mr. Lansky. In all cases, we believe, that the withholding continued—despite repeated requests from Defendants for production—for at least two months and, in some cases three months. And, we could go on an on.

Put as gently as possible, discovery disputes in this case are definitely not a one-way street. The only difference is that Plaintiffs have been far more aggressive both in refusing to comply with their discovery obligations and, ironically, in complaining to the Court. Defendants have chosen to be more respectful of the Court's resources, but our patience is nearing an end.

We remain available to address any remaining concerns.

Best,

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Elizabeth Jarecki <Elizabeth_Jarecki@azd.uscourts.gov>

Date: Monday, August 11, 2025 at 6:03 PM

To: Greg Taylor <gtaylor@telecomlawattorney.com>, Martindale, Thomas L <Thomas.Martindale@atg.in.gov>, Neil Ende <nende@tlgdc.com>, Greg Taylor <gtaylor@tlgdc.com>
Cc: Nayer, Tracy <Tnayer@ncdoj.gov>, Erin Leahy <erin.leahy@OhioAGO.gov>, Sparko, Rochelle <rsparko@ncdoj.gov>, Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>, Michel Singer Nelson <michel.singernelson@coag.gov>, Dillon IV, John <John.DillonIV@azag.gov>, Dilweg, Laura <ldilweg@azag.gov>, Pelton, Sarah <Sarah.Pelton@azag.gov>, Jones, Dylan <Dylan.Jones@azag.gov>, Emily Dietz <Emily.Dietz@OhioAGO.gov>
Subject: RE: CV 23-233 Arizona, et al., v Lansky, et al.

Greg,

I have emailed Judge Jorgenson with the request for a referral to a magistrate judge for resolution of the discovery disputes. I will let her know of your intent to provide further info (and will forward any such info when I receive it), but I will inform counsel if she decides how she'd like proceed before your submission.

Elizabeth

From: Greg Taylor <gtaylor@telecomlawattorney.com>
Sent: Monday, August 11, 2025 2:57 PM
To: Elizabeth Jarecki <Elizabeth_Jarecki@azd.uscourts.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>; Neil Ende <nende@tlgdc.com>; Greg Taylor <gtaylor@tlgdc.com>
Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Michel Singer Nelson <michel.singernelson@coag.gov>; Dillon IV, John <John.DillonIV@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Emily Dietz <Emily.Dietz@OhioAGO.gov>
Subject: Re: CV 23-233 Arizona, et al., v Lansky, et al.

CAUTION - EXTERNAL:

Ms. Jarecki:

We are reviewing the files and will have a detailed response by COB tomorrow.

Best,
Greg Taylor

From: Elizabeth Jarecki <Elizabeth_Jarecki@azd.uscourts.gov>
Date: Monday, August 11, 2025 at 3:18 PM
To: "Martindale, Thomas L" <Thomas.Martindale@atg.in.gov>, Neil Ende <nende@tlgdc.com>, Greg Taylor <gtaylor@tlgdc.com>, Greg Taylor <gtaylor@telecomlawattorney.com>
Cc: "Nayer, Tracy" <Tnayer@ncdoj.gov>, Erin Leahy <erin.leahy@OhioAGO.gov>, "Sparko, Rochelle" <rsparko@ncdoj.gov>, "Swetnam, Douglas" <Douglas.Swetnam@atg.in.gov>, Michel Singer Nelson <michel.singernelson@coag.gov>, "Dillon IV, John" <John.DillonIV@azag.gov>, "Dilweg, Laura" <ldilweg@azag.gov>, "Pelton, Sarah" <Sarah.Pelton@azag.gov>, "Jones, Dylan" <Dylan.Jones@azag.gov>, Emily Dietz <Emily.Dietz@OhioAGO.gov>
Subject: RE: CV 23-233 Arizona, et al., v Lansky, et al.

Counsel,

Before I inquire how CKJ would like to proceed (e.g., briefs, telephonic hearing, or the requested referral to a magistrate judge), would someone please apprise me of the status of the dispute raised by the defense and discussed during the August 1, emails?

Thank you.

Elizabeth

Elizabeth J. Jarecki

Law Clerk to the Hon. Cindy K. Jorgenson

From: Martindale, Thomas L <Thomas.Martindale@atg.in.gov>

Sent: Monday, August 11, 2025 1:01 PM

To: Elizabeth Jarecki <Elizabeth.Jarecki@azd.uscourts.gov>; Neil Ende <nende@tlgdc.com>; Greg Taylor <gtaylor@tlgdc.com>; Greg Taylor <gtaylor@telecomlawattorney.com>

Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Sparko, Rochelle <rsparko@ncdoj.gov>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>; Swetnam, Douglas <Douglas.Swetnam@atg.in.gov>; Michel Singer Nelson <michel.singernelson@coag.gov>; Dillon IV, John <John.DillonIV@azag.gov>; Dilweg, Laura <ldilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Emily Dietz <Emily.Dietz@OhioAGO.gov>

Subject: Re: CV 23-233 Arizona, et al., v Lansky, et al.

CAUTION - EXTERNAL:

Good afternoon, Madam Clerk,

I am writing on behalf of the Plaintiff States to report on the status of discovery disputes addressed by the Court in Order (Dkt. #118). The Plaintiffs' discovery disputes remain unresolved as to the Defendants' responses to requests for document production served on February 21 and March 6. Extensions were granted to May 2. To date, Plaintiffs have not received sufficient responses and Defendants' are unresponsive on requests to meet and confer.

Considering on-going discovery issues in the above referenced matter, the Plaintiff States would like to request a referral to a Magistrate to conduct a Status Conference regarding several discovery disputes. Please advise if our request should be made in a different manner.

Thank you for all your prior assistance regarding this matter and for your consideration of this request.

Tom Martindale

Thomas Martindale

Deputy Attorney General

Data Privacy & Identity Theft Unit

Consumer Protection Division

Office of Attorney General Todd Rokita

302 West Washington Street, IGCS 5th Floor

Indianapolis, IN 46204

p: (317)232-7751 | f: (317)232-7979

thomas.martindale@atg.in.gov

CAUTION - EXTERNAL EMAIL: This email originated outside the Judiciary. Exercise caution when opening attachments or clicking on links.

CAUTION - EXTERNAL EMAIL: This email originated outside the Judiciary. Exercise caution when opening attachments or clicking on links.

Exhibit Z

Pelton, Sarah

From: Chris Mcinerney <cmcinerney@tlgdc.com>
Sent: Thursday, August 14, 2025 12:31 PM
To: Katelyn Lee Phadke; Erin Leahy
Cc: Neil Ende; Nayer, Tracy; Sparko, Rochelle; Martindale, Thomas L; Swetnam, Douglas; Emily Dietz; Pelton, Sarah; Dillon IV, John; Dilweg, Laura; Meislik, Alyse; Jones, Dylan
Subject: Re: State of Arizona, et al v Michael D. Lansky, LLC dba Avid Telecom, Case No: CV-23- 00233-TUC-CKJ - AGTF Vol 003

Good afternoon Kate,

There was an error in our export settings that led to all documents being produced as PDFs; my apologies. The error has been corrected and you should now have (or shortly should receive) a secure link from Nextpoint to the amended production, with native and image files in proper format.

Thank you,

Chris McInerney
Paralegal, Technology Law Group

From: Katelyn Lee Phadke <Katelyn.LeePhadke@OhioAGO.gov>
Sent: Wednesday, August 13, 2025 4:27 PM
To: Chris Mcinerney <cmcinerney@tlgdc.com>; Erin Leahy <erin.leahy@OhioAGO.gov>
Cc: Neil Ende <nende@tlgdc.com>; Nayer, Tracy <Tnayer@ncdoj.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>; Swetnam, Douglas <douglas.swetnam@atg.in.gov>; Emily Dietz <Emily.Dietz@OhioAGO.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; John Dillon (AZ AG) (John.DillonIV@azag.gov) <John.DillonIV@azag.gov>; Dilweg, Laura <Laura.Dilweg@azag.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Dylan Jones (Dylan.Jones@azag.gov) <Dylan.Jones@azag.gov>
Subject: RE: State of Arizona, et al v Michael D. Lansky, LLC dba Avid Telecom, Case No: CV-23- 00233-TUC-CKJ - AGTF Vol 003

Good evening Chris,

I received your production, however, per the ESI order, there are multiple issues with this production.

The most egregious of which, are the 153 Excel Spreadsheets have been processed as PDFs and not produced natively. Nor were text files or slip sheets provided. In fact, no documents were produced natively.

Another issue, the images have been produced as PDF, and not as TIFF, as agreed upon in the ESI order.

Additionally, the required index has not been provided identifying the RPD(s) to which each document is responsive.

Sincerely,



Kate A. Lee Phadke, CP
Certified Paralegal – Senior Litigation Support Specialist
Office of Ohio Attorney General Dave Yost
Fax number: 877-407-2396
Katelyn.LeePhadke@ohioago.gov

From: Chris McInerney <cmcinerney@tlgdc.com>
Sent: Wednesday, August 13, 2025 12:50 PM
To: Katelyn Lee Phadke <Katelyn.LeePhadke@OhioAGO.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>
Cc: Neil Ende <nende@tlgdc.com>; Nayer, Tracy <Tnayer@ncdoj.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>; Swetnam, Douglas <douglas.swetnam@atg.in.gov>; Emily Dietz <Emily.Dietz@OhioAGO.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; John Dillon (AZ AG) <John.DillonIV@azag.gov>; Dilweg, Laura <Laura.Dilweg@azag.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Dylan Jones <Dylan.Jones@azag.gov>
Subject: Re: State of Arizona, et al v Michael D. Lansky, LLC dba Avid Telecom, Case No: CV-23- 00233-TUC-CKJ - AGTF Vol 003

Good afternoon Kate,

You should have a secure link to the production in your email shortly.

Please don't hesitate to contact me if it doesn't come through or if there's any trouble with the download.

Best,

Chris McInerney
Paralegal, TLG

From: Katelyn Lee Phadke <Katelyn.LeePhadke@OhioAGO.gov>
Sent: Wednesday, August 13, 2025 9:46 AM
To: Erin Leahy <erin.leahy@OhioAGO.gov>; Chris McInerney <cmcinerney@tlgdc.com>
Cc: Neil Ende <nende@tlgdc.com>; Nayer, Tracy <Tnayer@ncdoj.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>; Swetnam, Douglas <douglas.swetnam@atg.in.gov>; Emily Dietz <Emily.Dietz@OhioAGO.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; John Dillon (AZ AG) <John.DillonIV@azag.gov>; Dilweg, Laura <Laura.Dilweg@azag.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Dylan Jones <Dylan.Jones@azag.gov>
Subject: RE: State of Arizona, et al v Michael D. Lansky, LLC dba Avid Telecom, Case No: CV-23- 00233-TUC-CKJ - AGTF Vol 003

Good afternoon Chris,

I still have not received the link for these productions.

Can you please send directly to me as well as the password.

Thanks!



Kate A. Lee Phadke, CP
Certified Paralegal – Senior Litigation Support Specialist
Office of Ohio Attorney General Dave Yost
Fax number: 877-407-2396
Katelyn.LeePhadke@ohioago.gov

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Sent: Wednesday, August 13, 2025 6:40 AM
To: Katelyn Lee Phadke <Katelyn.LeePhadke@OhioAGO.gov>; Chris McInerney <cmcinerney@tlgdc.com>
Cc: Neil Ende <nende@tlgdc.com>; Nayer, Tracy <Tnayer@ncdoj.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Martindale, Thomas L <Thomas.Martindale@atg.in.gov>; Swetnam, Douglas <douglas.swetnam@atg.in.gov>; Emily Dietz <Emily.Dietz@OhioAGO.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; John Dillon (AZ AG) <John.DillonIV@azag.gov> <John.DillonIV@azag.gov>; Dilweg, Laura <Laura.Dilweg@azag.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Dylan Jones <Dylan.Jones@azag.gov> <Dylan.Jones@azag.gov>
Subject: RE: State of Arizona, et al v Michael D. Lansky, LLC dba Avid Telecom, Case No: CV-23- 00233-TUC-CKJ - AGTF Vol 003

Mr. McInerney:

I receive an email at 1am today indicating you were sharing a link with me to download documents from Nextpoint. Would you please resend that email link to Kate along with the other email providing the security code to download the documents?

Is there a corresponding index with Bates numbering that identifies the RPDs to which each document is responsive? If not, when can we expect that? As you can see below in Kate's email, Plaintiffs provide such an index and have provide such with each of our four volumes of production we've sent.

Thank you.

Sincerely,



Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Erin.Leahy@OhioAGO.gov

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From: Katelyn Lee Phadke <Katelyn.LeePhadke@OhioAGO.gov>
Sent: Wednesday, August 13, 2025 6:24 AM
To: Chris Mcinerney <cmcinerney@tlgdc.com>
Cc: Neil Ende <nende@tlgdc.com>; Erin Leahy <erin.leahy@OhioAGO.gov>
Subject: RE: State of Arizona, et al v Michael D. Lansky, LLC dba Avid Telecom, Case No: CV-23- 00233-TUC-CKJ - AGTF Vol 003

Good morning Chris,

You should have recently received an email from Everlaw with a subject line similar to “Kate Lee Phadke shared a production with you”. The body of this email contains a link which you can click to access **AGTF_VOL003**. By clicking the link you will be directed to Everlaw and prompted to login to Everlaw or sign up for Everlaw access if you have never downloaded a production from Everlaw before. Once you have created your account, or signed into your existing account, you will be able to download the production(s).

Once production has downloaded completely, you will need to extract the files from the compressed folder. To do so, you will enter the password included below. Should you have any issues extracting the files from the production, please refer to the Zip File Primer attached or feel free to contact me at your convenience. Please note that most recipients try to extract the documents using a standard extraction tool like WinZip. Depending on your license, generally this application is not capable of extracting the encrypted container file so we suggest a tool like 7-zip.

Password for Production **AGTF_VOL003**: **3HnYyFacuGaw**

Please do not hesitate to contact me, should you have any issues accessing this production.

Sincerely,



Kate A. Lee Phadke, CP
Certified Paralegal – Senior Litigation Support Specialist
Office of Ohio Attorney General Dave Yost
Fax number: 877-407-2396
Katelyn.LeePhadke@ohioago.gov

From: Chris McInerney <cmcinerney@tlgdc.com>

Sent: Tuesday, August 12, 2025 3:26 PM

To: Katelyn Lee Phadke <Katelyn.LeePhadke@OhioAGO.gov>

Cc: Neil Ende <nende@tlgdc.com>

Subject: State of Arizona, et al v Michael D. Lansky, LLC dba Avid Telecom, Case No: CV-23- 00233-TUC-CKJ - AGTF Vol 003

You don't often get email from cmcinerney@tlgdc.com. [Learn why this is important](#)

Good afternoon,

Would you kindly resend me the password for the zip file containing the production designated AGTF_VOL003, as well as the associated .csv file (I assume named AGTF_RFP_VOL003.csv)?

Many thanks,

Chris McInerney
Paralegal, Technology Law Group

Exhibit AA

Pelton, Sarah

From: Greg Taylor <gtaylor@tlgdc.com>
Sent: Wednesday, July 16, 2025 10:39 AM
To: Erin Leahy
Cc: Tracy Nayer; Martindale Thomas L; Swetnam Douglas; Singer Nelson Michel; Sparko Rochelle; Dilweg, Laura; Pelton, Sarah; Meislik, Alyse; Jones, Dylan; Trombley, Nikki; Neil Ende; Dillon IV, John
Subject: [AZ v. Avid Telecom] meet and confer

Erin:

Based on the disturbing manner in which Plaintiffs' counsel interacted during what was supposed to be a meet and confer discussion yesterday—which effectively precluded a meaningful discussion of our meet and confer issues—you are advised that we will be sending a comprehensive written meet and confer letter today or tomorrow setting forth the issues that we intended to discuss.

We do not believe a further telephonic meet and confer will be fruitful. Accordingly, at least for the next round of discussions, we ask that you respond to each issue in the meet and confer letter in writing.

Hopefully, that engagement will narrow the issue sufficiently such that any remaining issue(s) can be effectively resolved in a short call (or the subject of a motion to compel).

Please confirm your receipt of this email.

Thank you.

Best,
Greg

Greg Taylor, of Counsel
Technology Law Group, LLC
80 E. Fifth St. | Second Floor | Edmond, OK 73034
T: +1 405.896.2266 | F: +1 405.701.6174
gtaylor@tlgdc.com | LinkedIn: Greg Taylor | Twitter: @telcoatty



Greg Taylor
telecomlawattorney.com



Exhibit BB

Pelton, Sarah

From: Erin Leahy <erin.leahy@OhioAGO.gov>
Sent: Friday, July 18, 2025 11:30 AM
To: Greg Taylor
Cc: Tracy Nayer; Martindale Thomas L; Swetnam Douglas; Singer Nelson Michel; Sparko Rochelle; Dilweg, Laura; Pelton, Sarah; Meislik, Alyse; Jones, Dylan; Trombley, Nikki; Neil Ende; Dillon IV, John
Subject: RE: [AZ v. Avid Telecom] meet and confer

Greg,

Your attempt to establish a false record concerning the July 15 meet and confer is wholly without merit and expressly rejected by Plaintiffs. To be clear, at no time during the meet and confer did Plaintiffs' counsel engage in any conduct that could be considered "disturbing". At no time did any Plaintiffs counsel "refuse to engage in a substantive manner" as described in the letter from Mr. Ende dated July 17. In fact, it was quite the opposite. You appeared wholly unprepared to discuss all or even a majority of your disputes. We repeatedly urged you to identify your disputes for discussion as we had all convened at your request prepared to discuss Plaintiffs' responses. We did object to your lack of preparation or unwillingness to discuss your disputes at the meet-and-confer that you requested and expressed our unwillingness to convene again on these same topics.

Plaintiffs duly appeared for your requested meet confer regarding Defendants' interrogatories (which Defendants have never actually propounded), requests for admissions, requests for production, and 30(b)(6) deposition notices. Prior to the meeting, you represented - multiple times - that you would provide an outline of the disputes to be discussed; however, no such outline was ever provided. Rather, you instructed Plaintiffs' counsel to be prepared to review "all" responses and even insisted that you would need 2-3 hours to go through each response. Despite your misrepresentations on providing a written outline of your disputes in advance of the meeting, 21 attorneys representing the Lead Plaintiff States, and the Plaintiff States with State law claims, attended the meet and confer in good faith, prepared to address "all" plaintiff responses as you insisted.

The meet and confer was ultimately unproductive due to your inability to identify your disputes or articulate any substantive positions, cite any legal authority, or meaningfully engage on any issues.

Additionally, we note that despite numerous emails from Mr. Ende demanding that counsel for all "50" Plaintiffs appear for this meet and confer, he failed to attend.

We have further memorialized in detail below, the specific topics that were covered:

- Defense counsel's demands regarding attendance of all Plaintiff States at meet and confers:
 - Plaintiffs with state law claims objected to defense counsel's general demand that all Plaintiffs attend all meet and confer despite having designated the Lead Plaintiff States to represent their interests and requested legal justification for demanding such attendance;
 - You failed to provide any legal justification for the demand that all Plaintiffs attend each meet and confer;
 - Plaintiffs underscored that designating Lead Plaintiffs to represent a voluminous number of parties is common and widely accepted by Courts, and that while all Plaintiffs will

participate/respond to discovery as necessary/required, attendance at any future meet-and-confers would only be attended by the Lead Plaintiff States;

- After much discussion, you stated that, with your understanding that attendance at the meet-and-confers has no bearing on all Plaintiffs' participation in the litigation, you would cease insisting on the attendance of any non-lead Plaintiff States at any future meet and confers.
- 30(b)(6) depositions
 - You raised no disputes regarding Plaintiffs' written responses and objections to the topics listed in the deposition notices;
 - You stated that Defendants intend to file a motion to revise the scheduling order to allow Defendants to depose all the Plaintiff states, indicating it was Defendants' "right to confront their accusers."
 - Plaintiffs objected to amending the scheduling order based on this unsupported assertion, noting that this topic was already discussed in the context of the Rule 26 discovery plan and rejected by the Court with the issuance of the current Case Scheduling Order;
 - You asked if any state would consent to appear for Rule 30(b)(6) depositions. No states agreed and stood on the objections already provided in writing to the topics identified, and in addition stated that there are less burdensome methods of discovery on the identified topics that should be pursued first rather than requiring Plaintiffs to be subjected to a deposition.
- RFPs
 - Despite instructing Plaintiffs to be prepared to discuss your disputes with Plaintiffs' objections to "all" RFPs, you indicated that your only disputes related to responses where Plaintiffs indicated their intention to withhold documents (RFPs 46, 47, 49 and 50);
 - As to RFPs 46 and 49, you objected to Plaintiffs' withholding non-privileged documents. Plaintiffs directed you to the language in the response to RFPs 46 and 49, which clearly states that Plaintiffs will produce non-privileged documents. Accordingly, this dispute was resolved;
 - As to RFPs 47 and 50, which request documents identifying who made the decision to participate in the civil action, you objected to Plaintiffs' withholding documents on the basis of relevancy. We explained that the ultimate decision-makers are the Attorneys General and requested an explanation as to why Defendants would find further detail about who was involved in the decision-making to be relevant to any of the claims or defenses that are before the Court. You provided no supporting argument as to how those records would be relevant to the current claims or defenses and agreed that no document production was necessary, and this matter was resolved.
 - You indicated that if documents were being withheld based on any privilege objection, that a privilege log is required and asked when it would be provided. We directed your attention

to the recently-issued ESI protocol (July 10, 2025), which addresses procedures regarding the privilege log. We indicated that, if/where necessary, we would produce that information pursuant to the ESI order.

- RFAs
 - Despite instructing Plaintiffs to be prepared to discuss your disputes with Plaintiffs' objections to all the RFAs, you were not prepared to discuss any of Defendants' disputes.
 - Plaintiffs objected, indicating that Plaintiffs came prepared to discuss all of our responses, as you instructed and urged you to provide information on your disputes. You declined.

Sincerely,



Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Erin.Leahy@OhioAGO.gov

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From: Greg Taylor <gtaylor@tlgdc.com>
Sent: Wednesday, July 16, 2025 1:39 PM
To: Erin Leahy <erin.leahy@OhioAGO.gov>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>; Martindale Thomas L <Thomas.Martindale@atg.in.gov>; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Dilweg, Laura <Laura.Dilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Trombley, Nikki <Nikki.Trombley@azag.gov>; Neil Ende <nende@tlgdc.com>; Dillon IV, John <John.DillonIV@azag.gov>
Subject: [AZ v. Avid Telecom] meet and confer

Erin:

Based on the disturbing manner in which Plaintiffs' counsel interacted during what was supposed to be a meet and confer discussion yesterday—which effectively precluded a meaningful discussion of our meet and confer issues—you are advised that we will be sending a comprehensive written meet and confer letter today or tomorrow setting forth the issues that we intended to discuss.

We do not believe a further telephonic meet and confer will be fruitful. Accordingly, at least for the next round of discussions, we ask that you respond to each issue in the meet and confer letter in writing.

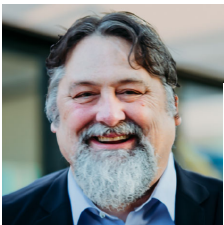
Hopefully, that engagement will narrow the issue sufficiently such that any remaining issue(s) can be effectively resolved in a short call (or the subject of a motion to compel).

Please confirm your receipt of this email.

Thank you.

Best,
Greg

Greg Taylor, of Counsel
Technology Law Group, LLC
80 E. Fifth St. | Second Floor | Edmond, OK 73034
T: +1 405.896.2266 | F: +1 405.701.6174
gtaylor@tlgdc.com | LinkedIn: Greg Taylor | Twitter: @telcoatty



Greg Taylor
telecomlawattorney.com

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CLIENT CHAMPION
PLATINUM / 2022

Exhibit CC

Pelton, Sarah

From: Neil Ende <nende@tlgdc.com>
Sent: Friday, July 18, 2025 7:23 AM
To: Nayer, Tracy; Leahy Erin
Cc: Greg Taylor; Dillon IV, John; Martindale Thomas L; Swetnam Douglas; Singer Nelson Michel; Sparko, Rochelle; Dilweg, Laura; Pelton, Sarah; Meislik, Alyse; Jones, Dylan; Trombley, Nikki
Subject: Defendants' Supplemental discovery Responses

Tracy/Erin:

Good morning.

We have worked through the issues associated with our apparent inadvertent production of the same Responses to the RFA's that were issued to Defendants. It is not clear how that happened and where Responses for one Defendant could have been presented for another). We have now worked through those issues and are confident that the Responses are complete and accurate. We apologize for any delay and confusion.

We have reengaged with our clients (delayed by vacation schedules) and we will be filing supplemental responses for all three Defendants on Monday. Each has reviewed the original Responses to confirm accuracy or to make any necessary corrections.

As Defendants are agreeing to produce documents in response to most of the Requests, this issue has not delayed document searches (i.e., we have already produced some documents) and we expect to be in a position to make additional productions shortly.

We hope that you have a relaxing weekend.

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Nayer, Tracy <Tnayer@ncdoj.gov>
Date: Thursday, July 17, 2025 at 6:46 PM
To: Neil Ende <nende@tlgdc.com>
Cc: Leahy Erin <erin.leahy@ohioago.gov>, Greg Taylor <gtaylor@tlgdc.com>, IV John Dillon <John.DillonIV@azag.gov>, Martindale Thomas L <Thomas.Martindale@atg.in.gov>, Swetnam Douglas <douglas.swetnam@atg.in.gov>, Singer Nelson Michel <michel.singernelson@coag.gov>, Sparko, Rochelle <rsparko@NCDJOJ.GOV>, Dilweg Laura <Laura.Dilweg@azag.gov>, Pelton Sarah <Sarah.Pelton@azag.gov>, Meislik Alyse <Alyse.Meislik@azag.gov>, Jones Dylan <Dylan.Jones@azag.gov>, Trombley Nikki <Nikki.Trombley@azag.gov>
Subject: RE: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

As we have maintained, Plaintiffs remain open and interested in resolving this matter by agreement. However, the information provided in the July 1, 2025, email forwarded by Greg from Mr. Dawood regarding Mr. Lansky's trust leaves us unpersuaded to modify the terms of the current proposal for Mr. Lansky. Mr. Dawood's express admission that the trust "was established for the express purpose of safeguarding the assets from claims by creditors, **including government agencies**" does not move Plaintiffs to adjust the ask for Mr. Lansky's proposed out-of-pocket monetary amount when the assets were purposefully made "inaccessible" to Mr. Lansky in order to secret them from the reach of this litigation. Additionally, Plaintiffs do not believe Mr. Lansky has been forthcoming about his current financial position, which is being borne out during the discovery process as we collect financial evidence regarding Mr. Lansky in order to support claims asserted in the complaint.

During the December 2024 and February 2025 settlement conferences with Judge Aguilera, Plaintiffs moved considerably to come to a place of compromise to meet Defendants regarding settlement terms, where Defendants moved very little. To date, Plaintiffs do not believe Defendants have made a good faith showing that would support another compromise in Plaintiffs' position.

The terms of Plaintiffs' last offer in late February/early March were:

As to Ms. Reeves:

1. a two-year ban from work in the telecommunications industry w/ a carve-out to allow her to keep her current job AND pay an out-of-pocket amount of \$200k (with the suspended penalty);
2. a five-year ban from work in the telecommunications industry w/ a carve-out to allow her to keep her current job AND pay an out-of-pocket amount of \$25k (with the suspended penalty); **OR**
3. a complete ban from any work in the telecommunications industry for two years with NO carve-out AND pay an out-of-pocket amount of \$25k (with the suspended penalty)

As to Mr. Lansky:

1. a complete and permanent ban from work in the telecommunications industry AND pay an out-of-pocket amount of \$800k (with the suspended penalty).

As Plaintiffs expend additional resources on this litigation, these terms are subject to vary. We remain open to a meaningful and good-faith discussion to resolve this matter by agreement.



Tracy Nayer

Special Deputy Attorney General

Consumer Protection Division

North Carolina Department of Justice

(919) 716-6581

tnayer@ncdoj.gov

Post Office Box 629, Raleigh, NC 27602

114 West Edenton Street, Raleigh, NC 27603

<https://ncdoj.gov/>

Please note messages to or from this address may be public records.

From: Neil Ende <nende@tlgdc.com>

Sent: Monday, July 14, 2025 4:56 PM

To: Nayer, Tracy <Tnayer@ncdoj.gov>

Cc: Leahy Erin <erin.leahy@ohioago.gov>; Greg Taylor <gtaylor@tlgdc.com>; IV John Dillon <John.DillonIV@azag.gov>; Martindale Thomas L <Thomas.Martindale@atg.in.gov>; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Dilweg Laura

<Laura.Dilweg@azag.gov>; Pelton Sarah <Sarah.Pelton@azag.gov>; Meislik Alyse <Alyse.Meislik@azag.gov>; Jones Dylan <Dylan.Jones@azag.gov>; Trombley Nikki <Nikki.Trombley@azag.gov>

Subject: Re: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

I am writing to inquire as to where things stand with respect to the settlement process.

We sent you the memorandum drafted by Mr. Lansky's trust attorney explaining why, under Delaware trust law, Mr. Lansky does not have access to any of the funds in the trusts. Rather than respond in good faith to the substance of the Memo, as evidenced by the subpoena issued to Mr. Dawood last week, you elected to use the settlement process in a bad faith effort to acquire discovery.

Please advise no later than the end of the week if the Plaintiffs have a revised offer of settlement. If we do not hear from you, we will assume that settlement process is at a practical end and will so report to the Magistrate.

Neil S. Ende
Managing Partner
Technology Law Group
202.256.0120
TLG Conference Bridge:
703.229.6741, PIN: 854#

Sent from my iPhone


On Jul 14, 2025, at 4:23 PM, Nayer, Tracy <Tnayer@ncdoj.gov> wrote:

Neil,

With the PO and ESI now entered, Plaintiffs expect to begin making the next production of documents within the next 7 days. Due to the volume of data, note that Plaintiffs will be sharing the call detail records by external hard drive. Please confirm that the best address to which to send the drive (via FedEx) is the following:

Technology Law Group, LLC
5335 Wisconsin Avenue, NW, Suite 440
Washington, DC 20015
Attn: Neil Ende and Greg Taylor

Thanks,
Tracy

 **Tracy Nayer**
Special Deputy Attorney General
Consumer Protection Division
North Carolina Department of Justice
(919) 716-6581
tnayer@ncdoj.gov
Post Office Box 629, Raleigh, NC 27602
114 West Edenton Street, Raleigh, NC 27603
<https://ncdoj.gov/>

Please note messages to or from this address may be public records.

From: Neil Ende <nende@tlgdc.com>

Sent: Monday, July 14, 2025 3:00 PM

To: Erin Leahy <erin.leahy@OhioAGO.gov>; Greg Taylor <gtaylor@tlgdc.com>; Dillon IV, John <John.DillonIV@azag.gov>

Cc: Nayer, Tracy <Tnayer@ncdoj.gov>; Martindale Thomas L <Thomas.Martindale@atg.in.gov>; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Sparko, Rochelle <rsparko@NCDOJ.GOV>; Dilweg, Laura <Laura.Dilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Trombley, Nikki <Nikki.Trombley@azag.gov>

Subject: Re: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

Erin:

Please advise where things stand re: Plaintiffs' document production, specifically, when we can expect to receive the promised supplement.

Thank you.

Neil S. Ende, Esq.
Managing Partner
Technology Law Group, LLC
nende@tlgdc.com
202-895-1707 (Office)
202-256-0120 (Mobile)
703-229-6741 PIN 854# (Voice Conference Bridge)

From: Erin Leahy <erin.leahy@OhioAGO.gov>

Date: Monday, July 14, 2025 at 10:45 AM

To: Greg Taylor <gtaylor@tlgdc.com>, Dillon IV, John <John.DillonIV@azag.gov>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>, Martindale Thomas L <Thomas.Martindale@atg.in.gov>, Swetnam Douglas <douglas.swetnam@atg.in.gov>, Singer Nelson Michel <michel.singernelson@coag.gov>, Sparko Rochelle <rsparko@ncdoj.gov>, Dilweg, Laura <Laura.Dilweg@azag.gov>, Pelton, Sarah <Sarah.Pelton@azag.gov>, Meislik, Alyse <Alyse.Meislik@azag.gov>, Jones, Dylan <Dylan.Jones@azag.gov>, Trombley, Nikki <Nikki.Trombley@azag.gov>, Neil Ende <nende@tlgdc.com>

Subject: RE: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

Good morning Greg,

I am attaching a copy of Neil's email from May 2 that shows the three identical responses for Lansky attached rather than responses for each defendant. You were on the email string, but it looks like Neil removed you when he responded on May 2. We notified Neil at least four times of the error but never received a response.

Thank you for the partial production from Def. Reeves.

Sincerely,

<image009.png> Erin B. Leahy
Senior Assistant Attorney General
Consumer Protection Section
Office of Ohio Attorney General Dave Yost
30 East Broad St., 14th Floor
Columbus, Ohio 43215

Office number: 614-752-4730
Erin.Leahy@OhioAGO.gov

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From: Greg Taylor <gtaylor@tlgdc.com>
Sent: Friday, July 11, 2025 4:26 PM
To: Dillon IV, John <John.DillonIV@azag.gov>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>; Martindale Thomas L <Thomas.Martindale@atg.in.gov>; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Dilweg, Laura <Laura.Dilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Trombley, Nikki <Nikki.Trombley@azag.gov>; Neil Ende <nende@tlgdc.com>
Subject: Re: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

John:

First, here is the link to documents we have uploaded to-date: Avid - Doc Production from Stacey Reeves (

<[image010.png](#)>
[Avid - Doc Production from Stacey Reeves](#)).

Second, regarding the supplemented responses for Reeves and Avid Mr. Ende has not been in the office this and I do not have access to his files as necessary to confirm what was sent and to resend if necessary. If we conclude that the Lansky responses were inadvertently sent three times, we will supplement our production with the prepared Avid and Reeves responses by Tuesday of next week.

As you are aware, of the 103 documents requests that were served on Lansky, Lansky agreed to produce in response to 93 and declined to produced documents pending a meet and confer on the other nine. As full production will be made on the 93, there is no practical need or obligation under the rules to meet and confer on

those as argument on the objections is preserved for trial. To the extent that you have concerns with the objections to one or more of the 9 where we did not agree to produce (at least not yet), we remain ready to meet and confer, as we were during the call earlier in the week (where you declined to do so).

As far as I know (I was in the hospital during that period), with the agreed extensions, the three responses were timely served. If you have different understanding, please let me know.

Best,
Greg

From: "Dillon IV, John" <John.DillonIV@azag.gov>

Date: Wednesday, July 9, 2025 at 6:35 PM

To: Greg Taylor <gtaylor@tlgdc.com>

Cc: Tracy Nayer <Tnayer@ncdoj.gov>, Martindale Thomas L <Thomas.Martindale@atg.in.gov>, Swetnam Douglas <douglas.swetnam@atg.in.gov>, Singer Nelson Michel <michel.singernelson@coag.gov>, Sparko Rochelle <rsparko@ncdoj.gov>, "Dilweg, Laura" <Laura.Dilweg@azag.gov>, "Pelton, Sarah" <Sarah.Pelton@azag.gov>, Erin Leahy <erin.leahy@OhioAGO.gov>, "Meislik, Alyse" <Alyse.Meislik@azag.gov>, "Jones, Dylan" <Dylan.Jones@azag.gov>, "Trombley, Nikki" <Nikki.Trombley@azag.gov>, Neil Ende <nende@tlgdc.com>

Subject: RE: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

Greg,

Plaintiffs will agree to you providing a response as to when we can expect Defendants' production by close of business Friday (7/11). Please confirm your understanding of the following, which was also discussed during our meet and confer this afternoon:

1. Defense counsel will provide Defendant Avid Telecom's and Defendant Stacey Reeves' written responses to Plaintiffs' First Set of Requests for Production by close of business Friday, July 11, 2025.
1. Defense counsel will provide Defendant Michael Lansky's supplemental responses to Plaintiffs' First Set of Requests for Production by close of business Tuesday, July 15, 2025.
1. Plaintiffs' deadline to bring Motions to Compel will be Thursday, July 31, 2025.

Regards,

John Raymond Dillon IV
Senior Litigation Counsel

<image011.png>	Arizona Attorney General Kris Mayes 2005 N. Central Ave. Phoenix, AZ 85004 Desk: 602-542-7732 John.DillonIV@azag.gov http://www.azag.gov
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distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

From: Greg Taylor <gtaylor@tlgdc.com>
Sent: Wednesday, July 9, 2025 2:06 PM
To: Dillon IV, John <John.DillonIV@azag.gov>
Cc: Tracy Nayer <Tnayer@ncdoj.gov>; Martindale Thomas L <Thomas.Martindale@atg.in.gov>; Swetnam Douglas <douglas.swetnam@atg.in.gov>; Singer Nelson Michel <michel.singernelson@coag.gov>; Sparko Rochelle <rsparko@ncdoj.gov>; Dilweg, Laura <Laura.Dilweg@azag.gov>; Pelton, Sarah <Sarah.Pelton@azag.gov>; Erin Leahy <erin.leahy@OhioAGO.gov>; Meislik, Alyse <Alyse.Meislik@azag.gov>; Jones, Dylan <Dylan.Jones@azag.gov>; Trombley, Nikki <Nikki.Trombley@azag.gov>; Neil Ende <nende@tlgdc.com>
Subject: Re: CV 23-233 Arizona, et al., v Lansky, et al. - Meet and Confer Re Plaintiffs' First Set of Requests for Production

John:

In our call today I promised to have a response for you by COB re when to expect the share-file for the document download from Defendants.

It did not occur to me until a few minutes ago that I will be out of the office tomorrow for an outpatient procedure. I should return home tomorrow, but it may not be before COB.

I've already sent the email requesting the file. I expect to hear something today or tomorrow. If, however, I have not heard from Chris before I need to leave, I will need to follow up with you after COB (but presumably still tomorrow).

Apologies for not remembering that during our call.

Best,
Greg Taylor, of Counsel
Technology Law Group, LLC
80 E. Fifth St. | Second Floor | Edmond, OK 73034
T: +1 405.896.2266 | F: +1 405.701.6174
gtaylor@tlgdc.com | LinkedIn: Greg Taylor | Twitter: @telcoatty

<image013.png>

Exhibit DD

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

State of Arizona, *ex rel.* Kristin K. Mayes,
Attorney General; et al.,

Plaintiffs,

v.

Michael D. Lansky, L.L.C., dba Avid
Telecom, et al.,

Defendants.

No. 4:23-CV-00233-TUC-CKJ

**DEFENDANT STACEY REEVES' SUPPLEMENTAL
RESPONSES TO PLAINTFFS' FIRST REQUESTS FOR PRODUCTION**

Defendant Stacey Reeves hereby submits her Supplemental Responses to Plaintffs' First Rule 34 Requests for Production ("Requests").

REQUESTS FOR PRODUCTION

1. Provide all Documents reflecting and Communications Regarding the terms of all contracts, agreements, and other business relationships between You and Corporate Defendant.

RESPONSE: Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

2. Provide Documents and Communications Regarding all invoices, bills, payment records or other Documents Relating to requests for payment or otherwise Regarding payment between You and Corporate Defendant's Upstream Customers.

RESPONSE: Defendant objects to this requests on the grounds that the Documents sought are not relevant nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request on the grounds of relevance as the Documents requested are not relevant to any issue in this proceeding nor would production be limely to lead to

the production of relevant documents. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

3. Provide all Documents and Communications Regarding any soft switches or other services Corporate Defendant uses or used to Transmit calls, including but not limited to contracts, terms of use, user guides, and technical manuals.

RESPONSE: Defendant objects to this requests on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or

control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

4. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to Your or the Corporate Defendant's compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), and HH (§§64.6300 to 6308)) and all other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry, including without limitation because all laws do not implicate the identified areas of regulation. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or

(5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

5. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to the training of Your or Corporate Defendant's officers, employees, independent contractors, partners, agents, parents, controlled subsidiaries, affiliates, assigns, representatives, and all Persons acting on You or Corporate Defendant's behalf to instruct them about compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. §6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), and HH (§§64.6300 to 6308)), and all other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions relating to multiple categories of persons into a single, confusing inquiry, including without limitation because all laws do not implicate the identified areas of regulation. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production

of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

6. Provide all Communications or Documents Relating to Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communication that Relate to compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), HH (§§64.6300 to 6308)), or any other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry, including without limitation because all laws do not implicate the identified areas of regulation. Defendant objects to this Request to the extent that it

requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

7. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to screening, onboarding, and Know Your Customer due diligence review for Non-Provider Customers and Upstream Providers for which Corporate Defendant was the Downstream Provider, including specifications provided to any third parties used to help conduct Your review or Corporate Defendant's review.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request to

the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

8. Provide all Documents and Communications Regarding actions You took to verify or confirm the credibility, authenticity, or truthfulness of the following Documents provided by each Upstream Customer prior to or at the time the Upstream Customer was onboarded and before the Upstream Customer was activated on Corporate Defendant's network:

- a. FCC 499 Filer ID;
- b. FCC Registration Number (“FRN”);
- c. Trade references from respected sources;
- d. A STIR/SHAKEN compliance plan;
- e. Bank references;
- f. State of incorporation;
- g. Federal tax ID;
- h. A description of kind(s) of traffic that they will deliver;
- i. Company’s responsible parties;
- j. Any signed Master Service Agreement (MSA) with Avid Telecom;
- k. Proof of federal Universal Service Fund (“FUSF”) compliance for the current year; and
- l. Robocall Mitigation Plan filed in the Robocall Mitigation Database maintained by the FCC.

RESPONSE: Defendant objects to this Request on the grounds that the “credibility”, “authenticity”, or “truthfulness” are not defined with sufficient specificity to permit a proper response. Defendant objects to this Request as compound because it combines three categories of terminology into a single, confusing inquiry. Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent

that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

9. Provide all Documents and Communications Regarding actions You took to verify or confirm the credibility, authenticity, or truthfulness of the Documents described in Request No. 8 that were provided after the Upstream Customer was activated on Corporate Defendant's network.

RESPONSE: Defendant objects to this Request on the grounds that the "credibility", "authenticity", or "truthfulness" are not defined with sufficient specificity to permit a proper response. Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor

are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

10. Provide all Documents and Communications Relating to the activation and/or termination of the automated processes that You or Corporate Defendant had in place to block calls prior to hitting the routing engine in Your or Corporate Defendant's switch, as described in ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18.

RESPONSE: Defendant objects to this Request on the grounds that the

Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

11. Provide all Documents and Communications Relating to the implementation of automated processes that You or Corporate Defendant had in place to block calls prior to hitting the routing engine in Corporate Defendant's switch, as described in ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18, including the following processes:

- a. blocking calls with an invalid caller ID;

- b. blocking calls with matching originating and terminating numbers;
- c. blocking “Neighborhood Spoofing” calls (i.e., calls with the same “NPA/NXX”);
- c. blocking calls from blacklisted media IP’s (i.e., media IP’s that are known to have been used for scams, such as government and corporate impersonation.);
- e. blocking calls from phone numbers that are known to be used for Spoofing;
- f. blocking ANIs on a real time basis that produce less than 5% ASR, 5 second or less ACD, and any number with greater than 60% short duration calls (calls of 6 seconds or less);
- g. blocking calls from wireless ANIs unless the customer is a wireless carrier;
- h. blocking calls that have been labeled as “almost certainly” spam by YouMail; and
- i. blocking calls that are labeled as “scam” by YouMail.

RESPONSE: Defendant objects to this Request as compound because it combines multiple categories of conduct into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on

Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

12. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to blocking any calls that are not STIR/SHAKEN compliant. (*See* ECF Nos. 46-1 at 17, 46-2 at 17, 47-1 at 41, 48-2 at 17, 49-1 at 41)

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines three categories of conduct into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of

the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

13. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to blocking any calls from originating numbers on the SOMOS Do Not Originate list. (See ECF Nos. 46-1 at 17, 46-2 at 17, 47-1 at 41, 48-2 at 17, 49-1 at 41)

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as

compound because it combines three categories of terminology into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

14. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to terminating Upstream or Downstream Providers where a provider has received "a material number of traceback 'tickets,'" as described by Defendant in ECF Nos. 46-1 at 4, 46-2 at

4, 47-1 at 21, 48-2 at 4, 49-1 at 21.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines three categories of terminology into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

15. Provide any Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to terminating Non-Provider Customers where they have received a material number of Tracebacks.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines three categories of terminology into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights

regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

16. Provide all Documents and Communications Relating to actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to determining, setting or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics (e.g., thresholds for answer-seizure ratios and/or average call durations).

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines three categories of terminology into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the

attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

17. Provide all Documents and Communications Relating to actions You took in determining, setting, or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics (e.g., thresholds for answer-seizure ratios and/or average call durations), call signaling, and other network-wide settings.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines three categories of terminology into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more

convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

18. Provide all Documents and Communications Relating to actions You took in determining, setting, or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics (e.g., thresholds for answer-seizure ratios and/or average call durations), call signaling, and other customer specific account settings for all Upstream Customers.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines three categories of terminology into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this

Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

19. Provide all Documents and Communications Relating to the "Dialer Special" product or service, including Your role in developing or setting the same.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents

would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant states that she has no responsive Documents.

20. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures to verify that Corporate Defendant's Non-Provider Customers are authorized to use the calling numbers that are passed to its network.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines three categories of terminology into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this

Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights arising out of the confusing nature of the compound nature of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

21. Provide all Documents and Communications describing actions You took to continue to monitor the authorizations to use the calling numbers described in Request No. 20, and the actions You took if noncompliance was suspected and/or identified by You or Corporate Defendant, or brought to Your attention by members, agents, independent contractors, associates, employees, affiliates, supervisors, representatives and/or any other Person entitled to act or purporting to act on the Corporate Defendant's behalf, or by any third party.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to

lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines four categories of terminology, actions to “monitor” and actions upon “non-compliance”—“suspected” and “identified”—into a single, confusing inquiry. Defendant objects to this Request because the term “non-compliance” is not adequately defined to permit a proper response and because it required a legal conclusion. Defendant objects to this Request as compound Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, and the legal interpretation required, Defendant will produce any non-privileged, responsive documents in Ms. Reeves’ possession, custody or control that are located

through a search of Ms. Reeves files.

22. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to monitoring, reviewing, and analyzing voice call traffic to identify patterns consistent with Suspicious Call Traffic or Robocalls from Non-Provider Customers or Upstream Providers for which Corporate Defendant was the Downstream Provider.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines three categories of terminology into a single, confusing inquiry. Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the

attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

23. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to processes for segregating high volume, short duration traffic from other call traffic.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines three categories of terminology into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information

already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

24. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to processes for screening, monitoring, reviewing, and analyzing each type of traffic described in Request No. 23 to identify patterns consistent with Suspicious Call Traffic or Robocalls.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines three categories of into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure

of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

25. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies, practices, or procedures Relating to any consequences, including but not limited to suspension or termination, for an Upstream Provider or Non-Provider Customer if its call traffic demonstrates a pattern consistent with Suspicious Call Traffic or Robocalls. Please include Documents and Communications describing consequences Relating to misrouting high volume, short duration calls over non-short-duration routes.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines three categories of terminology into a single, confusing

inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

26. Provide all Documents and Communications Relating to any regulatory investigations, complaints, and inquiries that have been conducted against You or Corporate Defendant Relating to Suspicious Call Traffic or Robocalls.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to

lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any knowledge of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

27. Provide all Documents and Communications Relating to the customer onboarding process for all Upstream Providers or Non-Provider Customers for which Corporate Defendant Transmitted calls to telephone numbers with area codes assigned to the United States.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to

lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the actions described. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

28. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with all Upstream Providers or Non-Provider Customers from which Corporate Defendant Transmitted calls to telephone numbers with area codes assigned to the United States.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the

discovery of relevant evidence. Defendant objects to this Request as compound because it combines multiple categories of terminology into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

29. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with all Upstream Providers or Non-Provider Customers from which Corporate Defendant Transmitted calls addressing implementation or violations of any of Corporate Defendant's policies, practices, or procedures.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines multiple categories of terminology into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

30. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, or (3) any Downstream Providers, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of

Communications, Regarding Tracebacks, Robocalls, Do Not Call Complaints, or any suspensions, terminations, and/or threats of suspension or termination You or Corporate Defendant received from any source.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines at least eight categories of conduct into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

31. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, or (3) any Upstream Customer, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, Relating to Suspicious Call Traffic or Robocalls.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

32. Provide all Communications between You and (1) the other Individual

Defendant, (2) Corporate Defendant, (3) any third party, or (4) any Upstream Customer including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communication Regarding regulatory investigations, Do Not Call Complaints, civil investigative demands, subpoenas or inquiries from civil or criminal law enforcement agencies or third parties that have been directed toward You or Corporate Defendant Relating to Suspicious Call Traffic or Robocalls.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines at least eight categories of conduct into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

33. Provide all Communications between You and (1) the other Individual Defendant, (2) Corporate Defendant, (3) any third party, or (4) any Downstream Provider, Regarding Tracebacks, Robocalls, or Do Not Call Complaints. Provide Communications involving You, Corporate Defendant, or the other Individual Defendant, as senders or recipients, Regarding any calls that Corporate Defendant Transmitted to telephone numbers assigned to any public safety answering point, hospital, medical physician or service office, health care facility, poison control center, or fire protection or law enforcement agency.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines at least nine categories of conduct into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it

seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

34. Provide all Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Regarding the call traffic received from any Upstream Customer that Corporate Defendant Transmitted to telephone numbers with area codes assigned to the United States.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on

Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

35. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Regarding the solicitation and/or onboarding of customers or potential customers.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as compound because it combines multiple categories of terminology into a single, confusing inquiry. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search

time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

36. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to suspension or termination of business relationships with Upstream Providers and Non-Provider Customers.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines multiple categories of conduct into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as the search and production of Documents would impose an

unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

37. Provide all Documents and Communications that Relate to Your or Corporate Defendant's receipt of and response to complaints about abusive, fraudulent, or unwanted telephone calls, or ensuring Corporate Defendant's compliance with state and federal telemarketing laws.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines multiple categories of conduct into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant

objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

38. Provide all Documents and Communications Regarding Your payroll and other compensation records, including but not limited to Your W-2 and/or 1099 forms, any retirement or pension benefits, health, vision, dental, disability, and/or life insurance plans or premium reimbursements.

RESPONSE: Defendant objects to this Request on the basis the request seeks production of data already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil

Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

39. Provide all Documents Relating to any payments to You for services provided by You or the Corporate Defendant.

RESPONSE: Defendant objects to this Request on the basis the request seeks production of data already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

40. Provide all Documents Relating to payments You made on behalf of Corporate Defendant for corporate purchases and expenses.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the

extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

41. Provide all Documents Relating to Your requests for reimbursement from Corporate Defendant, and reimbursements made to You by Corporate Defendant, for corporate purchases and expenses.

RESPONSE: Defendant objects to this Request on the basis the request seeks production of data already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

42. Provide all Documents Relating to payments Corporate Defendant made on Your behalf for personal purchases or expenses.

RESPONSE: Defendant objects to this Request on the basis the request seeks production of data already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

43. Provide all Documents Relating to Corporate Defendant's requests for reimbursements from You, and reimbursements made by You to Corporate Defendant, for personal purchases and expenses.

RESPONSE: Defendant objects to this Request on the basis the request seeks production of data already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

44. Provide all Documents and Communications Relating to Corporate Defendant's acquisition or sale of fixed assets, and Corporate Defendant's authorization for You or the other Individual Defendant to use such assets.

RESPONSE: Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to this Request on the basis the request seeks production of data already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

45. Provide all Documents Regarding any payment made by You to switch providers and/or any Person providing Robocall mitigation analytics or services.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

46. Provide all Documents Regarding all annual payments You made to access phone numbers on the FTC's National Do Not Call Registry.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent

that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matter. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

47. Provide all Documents Relating to Your policies and/or procedures Regarding the sale, lease, assignment, or any other way in which You make DID's available for use by any Person, to the extent that those policies and/or procedures differ from those of the Corporate Defendant, including but not limited to Documents Relating to payments.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines multiple categories of conduct into a single, confusing inquiry. Defendant

objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

48. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies and procedures Regarding the sale, lease, assignment, or any other way in which You make DIDs available for use by any Person, including but not limited to Documents Relating to payments.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the

discovery of relevant evidence. Defendant objects to this Request as compound because it combines multiple categories of conduct into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

49. Provide all Documents Relating to Your purchase, lease, and/or assignment of DID's from any Person, including but not limited to Documents Relating to payments.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the

discovery of relevant evidence. Defendant objects to this Request as compound because it combines multiple categories of conduct into a single, confusing inquiry. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

50. Provide all Documents identifying any Person to which You sold, leased, assigned, or otherwise made DIDs available.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent

that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

51. Provide all Documents Regarding payments made to You by any Person to which You sold, leased, assigned, or otherwise made DIDs available.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matter. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on

Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

52. Provide all Documents showing on a monthly basis the total number of DIDs sold, leased, assigned, or otherwise made available to each Person identified in Request No. 50.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request

seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

53. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Regarding Corporate Defendant's filings with the FCC, including but not limited to:

- a. Domestic Section 214 approval form;
- b. FCC Form 477;
- c. FCC Form 499-A Telecommunications Reporting Worksheet;
- d. FCC Form 499-Q Telecommunications Reporting Worksheet;
- e. FCC Form 502 Numbering Resource Utilization Forecast;
- f. Section 64.2009 Annual CPNI Compliance Certification;
- g. Annual Regulatory Fee Forms;
- h. International 214 Approval;
- i. International Service Tariff;
- j. All current or previous versions of any Robocall Mitigation Program

or Plan filed in the Robocall Mitigation Database pursuant to 47 C.F.R. § 64.6305.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

54. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to

Corporate Defendant's filings with any state public service commission or public utility commission Relating to Corporate Defendant's provision of voice services.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

55. Provide all versions of the Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients,

Relating to the following Documents maintained by Corporate Defendant pursuant to Arizona Revised Statute § 29-3410(A):

- a. Any lists of the full name and last known address of each member and manager;
- b. Any copies of the articles of organization and all amendments to the articles of organization;
- c. Any copies of all current and prior written operating agreements and amendments to all current and prior written operating agreements;
- d. Any record of a member's obligation to make a capital contribution to the company;
- e. Any copies of the company's federal, state and local income tax returns and reports, if any, for the three most recent years; and
- f. Any copies of the company's financial statements, if any, for the three most recent years.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant

further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

56. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to discovery requests in the *Avid Telecom LLC, et al. v. Frankel, et al.*, No. 4:22-cv-00558 (D. Ariz. 2022) litigation.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant

further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and to confer regarding this Request.

57. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to discovery requests in the *Michael D. Lansky, LLC, et al. v. TransNexus, Inc.*, No. 1:22-cv-04829 (N.D. Ga. 2022) litigation.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another

source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and to confer regarding this Request.

58. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and third parties Regarding this litigation.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and to confer regarding this Request.

59. Provide all Communications between You. Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, with Downstream Providers Regarding the civil investigative demands Relating to the Corporate Defendant issued by the North Carolina Department of Justice.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the

attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and to confer regarding this Request.

60. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and third parties Relating to the *Rokita v. Michael D. Lansky, LLC, et al.*, No. 49D02-2211-MI-037726 (Marion County Superior Court 2, Ind., filed Nov. 1, 2022) litigation.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule

of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and to confer regarding this Request.

62. Provide all account history logs for each Upstream Customer.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of hundreds of hours of search time at a direct and imputed expense of tens or hundreds of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to

meet and to confer regarding this Request.

63. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to prior express consent or prior express written consent given by call recipients to the calling party, seller or telemarketer for calls Corporate Defendant Transmitted on behalf of the Upstream Customers.

RESPONSE: Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as compound because it combines multiple categories of conduct into a single, confusing inquiry. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves'

possession, custody or control that are located through a search of Ms. Reeves files.

64. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to any actions to determine the veracity, credibility, or trustworthiness of any assertion by an Upstream Customer that a caller had prior express consent of the called party prior to the initiation of a call that was subsequently the subject of a Traceback, Do Not Call Complaint or an inquiry from any third party.

RESPONSE: Defendant objects to this Request to the extent that the terms “veracity”, “credibility”, or “trustworthiness” are not commonly used in the industry or defined as a matter of the TCPA or applicable regulatory standards with sufficient precision to permit a proper response. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer regarding a Response to a Request with properly defined terms.

65. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to the assertion that Corporate Defendant “spend[s] at least an additional \$400,000 each year to purchase enhanced switch data service that allow[s Corporate Defendant] to identify illegal calls and terminate the providers of those calls.” (ECF Nos. 46-1 at 2, 46-2 at 2, 47-1 at 20, 48-2 at 2, 49-1 at 20)

RESPONSE: Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any

non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

66. Provide all Documents and Communications Relating to any Upstream Provider or Non-Provider Customer that was terminated as a result of services identified in response to Request No. 65.

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

67. Provide all Documents and Communications Relating to the affirmative defense entitled "Due Care" identified in Defendant' Amended Answer. (ECF No. 85 at 173, lines 14–17)

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a

direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

68. Provide all Documents and Communications Relating to the affirmative defense entitled, “The Industry Traceback Group Legal Authority” identified in Defendant’ Amended Answer. (ECF No. 85 at 173, lines 18–20)

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

69. Provide all Documents and Communications Relating to the affirmative defense entitled, “Tracebacks are Not Notice of Illegal Activity” identified in Defendant’

Amended Answer. (ECF No. 85 at 173, line 21 to 174, line 2)

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

70. Provide all Documents and Communications Relating to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Avid Telecom” identified in Defendant’ Amended Answer. (ECF No. 85 at 174, lines 3–5)

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not

in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

71. Provide all Documents and Communications Relating to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Michael Lansky” identified in Defendant’ Amended Answer. (ECF No. 85 at 174, lines 7–9)

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

72. Provide all Documents and Communications Relating to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Stacey Reeves” identified in Defendant’ Amended Answer. (ECF No. 85 at 174, lines 10–12)

RESPONSE: Defendant objects to this Request to the extent that it requires a

Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

73. Provide all Documents and Communications Relating to the affirmative defense entitled, “Statute of Limitations” identified in Defendant’ Amended Answer. (ECF No. 85 at 174, lines 13–15)

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer

regarding this Request.

74. Provide all Documents and Communications Relating to the affirmative defense entitled, “Consent” identified in Defendant’ Amended Answer. (ECF No. 85 at 174, lines 16–18)

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

75. Provide all Documents and Communications Relating to the affirmative defense entitled, “Laches” identified in Defendant’ Amended Answer. (ECF No. 85 at 174, lines 19–21)

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to

the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

76. Provide all Documents and Communications Relating to the affirmative defense entitled, “Unclean Hands” identified in Defendant’ Amended Answer. (ECF No. 85 at 174, line 22 to 175, line 1)

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

77. Provide all Documents and Communications Relating to the affirmative defense entitled, “Conduct” identified in Defendant’ Amended Answer. (ECF No. 85 at 175, lines 2–4)

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

78. Provide all Documents and Communications Relating to the affirmative defense entitled, “Estoppel” identified in Defendant’ Amended Answer. (ECF No. 85 at 175, lines 6–8).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

79. Provide all Documents and Communications Relating to the affirmative defense entitled, “Unconstitutionality of Statutory Damages” identified in Defendant’ Amended Answer. (ECF No. 85 at 175, lines 9–12)

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

80. Provide all Documents and Communications Relating to the affirmative defense entitled, “Standing” identified in Defendant’ Amended Answer. (ECF No. 85 at 175, lines 13–16)

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a

direct and imputed expense of thousands of dollars. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

81. Provide all Documents and Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, Relating to each change made to the account history log for the account name and identifiers for each Upstream Customer.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matter. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

82. Provide all Documents and Communications Relating to Zealous Services, LLC., including payments You received from or on behalf of Zealous Services, LLC., services You provided, any service agreements and any account history logs.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the

attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

83. Provide all Documents and Communications Related to Defendant Lansky's and/or Corporate Defendant's offer to You to enter into a business relationship and Your acceptance of the offer to engage in the relationship.

RESPONSE: Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

84. Provide all Documents and Communications Relating to and otherwise memorializing the terms of Your working relationship with Defendant Lansky and/or Corporate Defendant at the beginning of the working relationship Regarding each of the following:

- a. job description;
- b. general job duties;

- c. daily responsibilities and tasks;
- d. scope of work;
- e. performance expectations;
- f. employee/contractor handbook;
- g. working hours;
- h. work location;
- i. timekeeping policies and procedures;
- j. equipment and software provided for job tasks (if any);
- k. access authorization to Corporate Defendant's network software applications, soft switch(es), and other information technology infrastructure;
- l. availability of support or technical staff for job tasks;
- m. provision of benefits, including retirement or pension plans, health, vision, dental, disability and/or life insurance plans or premium reimbursements offered or provided;
- n. time limitations on the duration of business relationship;
- o. compensation structure and method of payment of compensation (including commission structure and/or eligibility for overtime compensation, if/where applicable);
- p. scope of authority to act on behalf of Corporate Defendant; and
- q. any written agreement(s) Relating to the enumeration of terms and services You would and did provide for the duration of the business relationship.

RESPONSE: Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

85. Provide all Documents and Communications Relating to changes in the terms of Your working relationship with Defendant Lansky and/or Corporate Defendant as described in Request No. 84.

RESPONSE: Defendant objects to the request to the extent that the phrase "changes in the terms of Your working relationship" is not defined in a manner that allows for a proper Response. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer regarding the meaning of this Request.

86. Provide all Documents and Communications Relating to Your records memorializing Your working relationship with Defendant Lansky and/or Corporate Defendant as to the following:

- a. timekeeping records;
- b. personnel file records; and
- c. performance reviews.

RESPONSE: Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

87. Provide all Documents and Communications Relating to Defendant' assertion that any Plaintiff obtained evidence "illegally and/or through improper means." (ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18)

RESPONSE Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer regarding the meaning of this Request.

88. Provide all Documents and Communications Relating to Defendant'

assertion that Plaintiffs' Complaint contains allegations that are either unsupported, misleading, or demonstrably false. (ECF No. 46-2 at p. 8)

Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer regarding the meaning of this Request.

89. Provide all Documents and Communications describing actions You took as a result of Corporate Defendant's written policies and procedures to implement the STIR/SHAKEN attestation requirement to verify that Corporate Defendant's Non-Provider Customers are authorized to use the calling numbers that are passed to Corporate Defendant's network.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens

of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

90. Provide all Documents You drafted or assisted in drafting which Relate to any policies or procedures implemented or considered for implementation by Corporate Defendant, and all Communications Regarding the same.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant

further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

91. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and any agent, employee, independent contractor or other representative of an Upstream Provider or Non-Provider Customer Relating to any agreement with the Upstream Provider or Non-Provider Customer.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant

further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

92. Provide all Communications between You, Corporate Defendant, and/or the other Individual Defendant, as senders or recipients, and any agent, employee, independent contractor or other representative of an Upstream Provider or Non-Provider Customer Relating to the content, quality, or volume of call traffic Transmitted by the Upstream Provider or Non-Provider Customer to Corporate Defendant's network.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens

of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

93. Provide all Communications involving You, Corporate Defendant, and/or the other Individual Defendant as senders or recipients, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with Downstream Providers Relating to (1) Tracebacks, (2) Robocall complaints, or (3) any call traffic Transmitted by Corporate Defendant's network to a Downstream Provider.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents

would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

94. Provide all Communications involving You, Corporate Defendant, and/or the other Individual Defendant as senders or recipients, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications with Upstream Providers or Non-Provider Customers Relating to (1) Tracebacks, (2) Robocall complaints, or (3) any call traffic Transmitted from an Upstream Provider or Non-Provider Customer onto Corporate Defendant's network.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this

Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

95. Provide all Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and any regulatory or enforcement agency Relating to call traffic Transmitted by Corporate Defendant's network.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this

Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

96. Provide Documents Relating to Your cryptocurrency accounts to which or from which any assets of the Corporate Defendant were transferred.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any responsibility to undertake any of the described actions. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of Documents

would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

97. Provide all Documents Relating to any account in which You have an interest at any financial institution.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks

discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

98. Provide any Documents and Communications Relating to Your participation in Corporate Defendant's members' or directors' meetings, including minutes and/or other summaries of those meetings.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant states that there are no responsive Documents.

99. Provide all Documents and Communications involving You, Corporate Defendant, and/or the other Individual Defendant as senders or recipients, Regarding call capacity requirements, troubleshooting product performance, and transmitting pricing updates for Upstream Providers or Non-Provider Customers.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request as compound because it combines multiple categories of conduct into a single, confusing inquiry. Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, and reserving all rights regarding any confusion caused by the compound nature of the language of the Request, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

100. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and any Upstream Customers about changes to the point of contact or entity name changes for any customer accounts, including but not limited to Virtual Telecom KFT, Mobi Telecom, JSquared Telecom, Rising Eagle, and Great Choice Telecom LLC.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to

lead to the discovery of relevant evidence. Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

101. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and any Upstream Customers about changes to the account history log, including but not limited to Virtual Telecom KFT, Mobi Telecom, JSquared Telecom, Rising Eagle, and Great Choice Telecom LLC.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to the request to the extent it seeks information protected by the

attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

102. Provide all Documents and Communications, including all text messages, emails, Skype/WhatsApp/Signal/Telegram messages, or any other forms of Communications, between You and John Spiller, Jakob Mears, JSquared Telecom, Rising Eagle, Rising Eagle Cayman, Great Choice Telecom LLC, and/or Mikel Quinn.

RESPONSE: This request is overbroad, unduly burdensome, and outside the scope of permissible discovery under Fed. R. Civ. P. 26(b) as the information it seeks is neither relevant nor reasonably calculated as proportional to the needs of the case. Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs. Defendant objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, law enforcement investigatory privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to any request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant. Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Neil S. Ende". The signature is written in a cursive, flowing style.

Neil S. Ende
Greg L. Taylor

Dated: July 21, 2025

Technology Law Group, LLC
5335 Wisconsin Avenue, NW
Suite 440
Washington, DC 20015
202-895-1707
nende@tlgdc.com
gtaylor@telecomlawattorney.com

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RESPECTFULLY SUBMITTED this 21st day of July 2025.

FOR THE STATE OF ARIZONA:

KRISTIN K. MAYES
Attorney General for the State of Arizona

/s/ Alyse Meislik
ALYSE MEISLIK
DYLAN JONES
LAURA DILWEG
SARAH PELTON
Assistant Attorneys General
Attorneys for the State of Arizona

FOR THE STATE OF NORTH CAROLINA:

JEFF JACKSON
Attorney General for the State of North Carolina

/s/ Tracy Nayer
TRACY NAYER
ROCHELLE SPARKO
Special Deputy Attorneys General
Attorneys for the State of North Carolina

FOR THE STATE OF INDIANA:

TODD ROKITA
Attorney General for the State of Indiana

/s/ Douglas S. Swetnam
DOUGLAS S. SWETNAM
THOMAS L. MARTINDALE
Deputy Attorneys General
Attorneys for the State of Indiana

FOR THE STATE OF OHIO:

DAVE YOST
Attorney General for the State of Ohio

/s/ Erin B. Leahy
ERIN B. LEAHY
Senior Assistant Attorney General
Attorney for the State of Ohio

Lead Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on July 21, 2025, I served the foregoing PLAINTIFFS' FIRST SUPPLEMENTAL RESPONSES TO RULE 34 REQUESTS FOR PRODUCTION TO STACEY S. REEVES upon Plaintiffs by electronically mailing a copy of the same to Plaintiff Counsel.

/s/ Silsa Cabezas
Silsa Cabezas

LIST OF PLAINTIFFS' COUNSEL

Alyse Meislik (AZ No. 024052)
Dylan Jones (AZ Bar No. 034185)
Laura Dilweg (AZ No. 036066)
Sarah Pelton (AZ Bar No. 039633)
Assistant Attorneys General
Arizona Attorney General's Office
2005 North Central Avenue
Phoenix, AZ 85004
Phone: (602) 542-3725
Fax: (602) 542-4377
consumer@azag.gov
alyse.meislik@azag.gov
dylan.jones@azag.gov
laura.dilweg@azag.gov
sarah.pelton@azag.gov
Attorneys for Plaintiff State of Arizona

Douglas S. Swetnam (IN Bar No. 15860-49)
Thomas L. Martindale (IN Bar No. 29706-64)
Deputy Attorneys General
Office of the Indiana Attorney General
Todd Rokita
Indiana Govt. Center South, 5th Fl.
302 W. Washington St.
Indianapolis, IN 46204-2770
Phone: (317) 232-6294 (Swetnam)
(317) 232-7751 (Martindale)
Fax: (317) 232-7979
douglas.swetnam@atg.in.gov
thomas.martindale@atg.in.gov
Attorneys for Plaintiff State of Indiana

Tracy Nayer (NC Bar No. 36964)
Rochelle Sparko (NC Bar No. 38528)
Special Deputy Attorneys General
North Carolina Department of Justice
Consumer Protection Division
P.O. Box 629
Raleigh, North Carolina 27602
Phone: (919) 716-6000
Fax: (919) 716-6050
tnayer@ncdoj.gov
rsparko@ncdoj.gov
Attorneys for Plaintiff State of North Carolina

Erin B. Leahy (OH Bar No. 0069509)
Senior Assistant Attorney General
Office of Attorney General Dave Yost
30 East Broad Street, 14th Fl.
Columbus, OH 43215
Phone: (614) 752-4730
Fax: (866) 768-2648
Erin.Leahy@OhioAGO.gov
Attorney for Plaintiff State of Ohio

Lead Counsel for Plaintiffs

Lindsay D. Barton (AL Bar No. 1165-G00N)
Robert D. Tambling (AL Bar No. 6026-N67R)
Assistant Attorneys General
Office of the Alabama Attorney General
501 Washington Avenue
Montgomery, Alabama 36130
Phone: (334) 353-2609 (Barton)
(334) 242-7445 (Tambling)
Fax: (334) 353-8400
Lindsay.Barton@AlabamaAG.gov
Robert.Tambling@AlabamaAG.gov
Attorneys for Plaintiff State of Alabama

Amanda Wentz (AR Bar No. 2021066)
Assistant Attorney General
Office of Attorney General Tim Griffin
323 Center St., Ste. 200
Little Rock, AR 72201
Phone: (501) 682-1178
Fax: (501) 682-8118
Amanda.wentz@arkansasag.gov
Attorney for Plaintiff State of Arkansas

Nicklas A. Akers (CA Bar No. 211222)
Senior Assistant Attorney General
Bernard A. Eskandari (CA Bar No. 244395)
Supervising Deputy Attorney General
Timothy D. Lundgren (CA Bar No. 254596)
Rosailda Perez (CA Bar No. 284646)
Michelle Burkart (CA Bar No. 234121)
Deputy Attorneys General
Office of the California Attorney General
300 S. Spring St., Suite 1702
Los Angeles, CA 90013
Phone: (415) 510-3364 (Akers)
(213) 269-6348 (Eskandari)
(213) 269-6355 (Lundgren)
(213) 269-6612 (Perez)
(213) 269-6357 (Burkart)
Fax: (916) 731-2146
nicklas.akers@doj.ca.gov
bernard.eskandari@doj.ca.gov
timothy.lundgren@doj.ca.gov
rosailda.perez@doj.ca.gov
michelle.burkart@doj.ca.gov
Attorneys for Plaintiff People of the State of California

Michel Singer Nelson (CO Bar No. 19779)
Assistant Attorney General II
Colorado Office of the Attorney General
Ralph L. Carr Judicial Building
1300 Broadway, 10th Floor
Denver, CO 80203
Phone: (720) 508-6220
michel.singernelson@coag.gov
*Attorney for Plaintiff State of Colorado,
ex rel. Philip J. Weiser, Attorney General*

Brendan T. Flynn (Fed. Bar No. ct04545,
CT Bar No. 419935)
Assistant Attorney General
Office of the Connecticut Attorney
General William Tong
165 Capitol Avenue, Suite 4000
Hartford, CT 06106
Phone: (860) 808-5400
Fax: (860) 808-5593
<mailto:brendan.flynn@ct.gov>
*Attorney for Plaintiff State of
Connecticut*

Ryan Costa (DE Bar No. 5325)
Deputy Attorney General
Delaware Department of Justice
820 N. French Street, 5th Floor
Wilmington, DE 19801
Phone: (302) 683-8811
Fax: (302) 577-6499
Ryan.costa@delaware.gov
Attorney for Plaintiff State of Delaware

Adam Teitelbaum (DC Bar No.
1015715)
Director, Office of Consumer Protection
Assistant Attorney General
D.C. Office of the Attorney General
Office of Consumer Protection
400 6th Street NW, 10th Floor
Washington, DC 20001
Phone: (202) 741-0764
Adam.Teitelbaum@dc.gov
*Attorney for Plaintiff District of
Columbia*

Patrick Crotty (FL Bar No. 108541)
Special Counsel, Asst. Attorney General
Miles Vaughn (FL Bar No. 1032235)
Assistant Attorney General
Office of the Florida Attorney General
Consumer Protection Division
3507 E. Frontage Rd, Suite 325
Tampa, FL 33607
Phone: (813) 287-7950
Fax: (813) 281-5515
patrick.crotty@myfloridalegal.com
miles.vaughn@myfloridalegal.com
*Attorneys for Plaintiff Ashley Moody,
Attorney General of the State of Florida*

David A. Zisook (GA Bar No. 310104)
Senior Assistant Attorney General
Office of the Attorney General of the
State of Georgia
2 Martin Luther King Jr. Drive, SE, Ste.
356
Atlanta, GA 30334
Phone: (404) 458-4294
Fax: (404) 464-8212
dzisook@law.ga.gov
Attorney for Plaintiff State of Georgia

Christopher J.I. Leong (HI Bar No.
9662)
Deputy Attorney General
Hawaii Department of the Attorney
General
425 Queen Street
Honolulu, HI 96813
Phone: (808) 586-1180
Fax: (808) 586-1205
christopher.ji.leong@hawaii.gov
Attorney for Plaintiff State of Hawaii

James J. Simeri (ID Bar No. 12332)
(Pro Hac Vice motion forthcoming)
Consumer Protection Division Chief
Idaho Attorney General's Office
P.O. Box 83720
Boise, ID 83720-0010
Phone: (208) 334-4114
james.simeri@ag.idaho.gov
Attorney for Plaintiff State of Idaho

Philip Heimlich (IL Bar No. 6286375)
Assistant Attorney General
Elizabeth Blackston (IL Bar No.
6228859)
Consumer Fraud Bureau Chief
Office of the Illinois Attorney General
500 S. Second Street
Springfield, IL 62791
Phone: (217) 782-4436
philip.heimlich@ilag.gov
elizabeth.blackston@ilag.gov
*Attorneys for Plaintiff People of the State
of Illinois*

Benjamin Bellus (IA Bar No.
AT0000688)
William Pearson (IA Bar No.
AT0012070)
Assistant Attorneys General
Office of the Iowa Attorney General
1305 E. Walnut St.
Des Moines, IA 50319
Phone: (515) 242-6536 (Bellus)
(515) 242-6773 (Pearson)
Fax: (515) 281-6771
Benjamin.Bellus@ag.iowa.gov
William.Pearson@ag.iowa.gov
Attorneys for Plaintiff State of Iowa

Nicholas C. Smith (KS Bar No. 29742)
Sarah M. Dietz (KS Bar No. 27457)
Assistant Attorneys General
Consumer Protection Section
Office of the Kansas Attorney General
120 SW 10th Avenue, 2nd Floor
Topeka, KS 66612
Phone: (785) 296-3751
Fax: (785) 291-3699
Nicholas.Smith@ag.ks.gov
sarah.dietz@ag.ks.gov
Attorneys for Plaintiff State of Kansas

Jacob P. Ford (KY Bar No. 95546)
Assistant Attorney General
Office of the Attorney General,
Commonwealth of Kentucky
1024 Capital Center Drive, Ste. 200
Frankfort, KY 40601
Phone: (502) 871-2044
jacobp.ford@ky.gov
*Attorney for Plaintiff Commonwealth of
Kentucky*

ZaTabia N. Williams (LA Bar No.
36933)
Assistant Attorney General
Office of the Attorney General Liz
Murrill
1885 North Third St.
Baton Rouge, LA 70802
Phone: (225) 326-6164
Fax: (225) 326-6499
WilliamsZ@ag.louisiana.gov
Attorney for Plaintiff State of Louisiana

Brendan O'Neil (ME Bar No. 009900)
Assistant Attorney General
Office of the Maine Attorney General
6 State House Station
Augusta, ME 04333
Phone: (207) 626-8800
Fax: (207) 624-7730
brendan.oneil@maine.gov
Attorney for Plaintiff State of Maine

Philip Ziperman (Fed. Bar No. 12430)
Deputy Counsel
Office of the Attorney General
200 St. Paul Place
Baltimore, MD 21202
Phone: (410) 576-6417
Fax: (410) 576-6566
pziperman@oag.state.md.us
Attorney for Plaintiff Maryland Office of the Attorney General

Carol Guerrero (MA Bar No. 705419)
Assistant Attorney General
Massachusetts Office of the Attorney General
One Ashburton Place, 18th Floor
Boston, MA 02108
Phone: (617) 963-2783
Fax: (617) 727-5765
<mailto:Carol.Guerrero@mass.gov>
Attorney for Plaintiff Commonwealth of Massachusetts

Kathy P. Fitzgerald (MI Bar No. P31454)
Michael S. Hill (MI Bar No. P73084)
Assistant Attorneys General
Michigan Department of Attorney General
Corporate Oversight Division
P.O. Box 30736
Lansing, MI 48909
Phone: (517) 335-7632
Fax: (517) 335-6755
fitzgeraldk@michigan.gov
Hillm19@michigan.gov
Attorneys for Plaintiff People of the State of Michigan

Bennett Hartz (MN Bar No. 0393136)
Assistant Attorney General
Office of the Minnesota Attorney General
445 Minnesota Street, Suite 1200
Saint Paul, MN 55404
Phone: (651) 757-1235
bennett.hartz@ag.state.mn.us
Attorney for Plaintiff State of Minnesota, by its Attorney General, Keith Ellison

James M. Rankin (MS Bar No. 102332)
Jessica D. Jasper (MS Bar No. 106305)
(*Pro Hac Vice motion forthcoming*)
Special Assistant Attorneys General
Mississippi Attorney General's Office
P.O. Box 220
Jackson, MS 39205
Phone: (601) 359-4258 (Rankin)
(601) 359-3800 (Jasper)
james.rankin@ago.ms.gov
jessica.jasper@ago.ms.gov *Attorneys for Plaintiff Lynn Fitch, Attorney General State of Mississippi*

Michael Schwalbert (MO Bar No. 63299)
Assistant Attorney General
Office of the Missouri Attorney General
815 Olive Street, Suite 200
St. Louis, MO 63101
Phone: (314) 340-6816
Fax: (314) 340-7891
michael.schwalbert@ago.mo.gov
*Attorney for Plaintiff State of Missouri,
ex. rel. Andrew Bailey, Attorney General*

Anna Schneider (MT Bar No. 13963)
Special Assistant Attorney General,
Senior Counsel
Andrew Butler (MT Bar No. 53936812)
Assistant Attorney General
Montana Attorney General's Office
Office of Consumer Protection
555 Fuller Avenue
Helena, MT 59601
Phone: (406) 444-4500
Anna.schneider@mt.gov
Andrew.butler@mt.gov
Attorneys for Plaintiff State of Montana

Gary E. Brollier (NE Bar No. 19785)
Assistant Attorney General
Office of the Attorney General Michael
T. Hilgers
2115 State Capitol Building
Consumer Protection Division
Lincoln, NE 68509
Phone: (402) 471-1279
Fax: (402) 471-4725
gary.brollier@nebraska.gov
Attorney for Plaintiff State of Nebraska

Michelle C. Badorine (NV Bar No. 13206)
Senior Deputy Attorney General
Office of the Nevada Attorney General
Bureau of Consumer Protection
100 North Carson Street
Carson City, NV 89701-4717
Phone: (775) 684-1164
Fax: (775) 684-1299
MBadorine@ag.nv.gov
Attorney for Plaintiff State of Nevada

Mary F. Stewart (NH Bar No. 10067)
Assistant Attorney General
New Hampshire Department of Justice
Office of the Attorney General
Consumer Protection and Antitrust
Bureau
33 Capitol St.
Concord, NH 03301-6397
Phone: (603) 271-1139
Fax: (603) 271-2110
Mary.F.Stewart@doj.nh.gov
*Attorney for Plaintiff State of New
Hampshire*

Deepta Janardhan (NJ Bar No. 309022020)
Jeffrey Koziar (NJ Bar No. 015131999)
Deputy Attorneys General
New Jersey Office of the Attorney
General
Division of Law
124 Halsey Street
Newark, NJ 07101
Phone: (973) 648-7819
Fax: (973) 648-4887
Deepta.Janardhan@law.njoag.gov
Jeff.koziar@law.njoag.gov
*Attorneys for Plaintiff State of New
Jersey*

Julie Sakura (NM Bar No. 19253)
Assistant Attorney General
State of New Mexico Department of
Justice
408 Galisteo St.
Santa Fe, New Mexico 87501
Phone: (505) 859-8074
Fax: (505) 490-4883
jsakura@nmdoj.gov
*Attorney for Plaintiff Raúl Torrez, New
Mexico Attorney General*

Glenna Goldis (NY Bar No. 4868600)
Assistant Attorney General
Office of the New York State Attorney
General
28 Liberty Street
New York, NY 10005
Phone: (646) 856-3697
Glenna.goldis@ag.ny.gov
*Attorney for Plaintiff Office of the
Attorney General of the State of New
York*

Elin S. Alm (ND Bar No. 05924)
Christopher Glenn Lindblad (ND Bar
No. 06480)
Assistant Attorneys General
Office of North Dakota Attorney General
Consumer Protection & Antitrust
Division
1720 Burlington Drive, Suite C
Bismarck, ND 58504-7736
Phone: (701) 328-5570
Fax: (701) 328-5568
mailto:ealm@nd.gov
clindblad@nd.gov
*Attorneys for Plaintiff State of North
Dakota*

Robert J. Carlson (OK Bar No. 19312)
Assistant Attorney General
Office of the Oklahoma Attorney
General
313 N.E. 21st St.
Oklahoma City, OK 73105
Phone: (918) 581-2384
Fax: (405) 522-0085
Robert.Carlson@oag.ok.gov
*Attorney for Plaintiff State of Oklahoma
ex rel. Attorney General Gentner
Drummond*

Jordan M. Roberts (OR Bar No. 115010)
Senior Assistant Attorney General
Oregon Department of Justice
Consumer Protection Division
100 SW Market St.
Portland, OR 97201
Phone: (971) 673-1880
Fax: (971) 673-1884
jordan.m.roberts@doj.state.or.us
Attorney for Plaintiff State of Oregon

Mark W Wolfe (PA Bar No. 327807)
Deputy Attorney General
Pennsylvania Office of Attorney General
Strawberry Square, 15th Floor
Harrisburg, PA 17120-0001
Phone: (717) 772-3558
Fax: (717) 705-3795
mwolfe@attorneygeneral.gov
*Attorney for Plaintiff Commonwealth of
Pennsylvania by Attorney General David
W. Sunday, Jr.*

Stephen N. Provazza (RI Bar No. 10435)
Special Assistant Attorney General
Rhode Island Office of the Attorney
General
150 S. Main Street
Providence, RI 02903
Phone: (401) 274-4400, ext. 2476
Fax: (401) 222-1766
sprovazza@riag.ri.gov
*Attorney for Plaintiff State of Rhode
Island, by Attorney General Peter
Neronha*

Kristin Simons (SC Bar No. 74004)
Senior Assistant Attorney General
Danielle Robertson (SC Bar No. 105846)
Assistant Attorney General
South Carolina Attorney General's
Office
P.O. Box 11549
Columbia, SC 29211-1549
Phone: (803) 734-6134 (Simons)
(803) 734-8044 (Robertson)
<mailto:ksimons@scag.gov>
danirobertson@scag.gov
*Attorneys for Plaintiff State of South
Carolina*

Austin C. Ostiguy (TN Bar No. 040301)
Tyler T. Corcoran (TN Bar No. 038887)
Assistant Attorneys General
Office of the Tennessee Attorney
General
P.O. Box 20207
Nashville, TN 37202
Phone: (615) 532-7271 (Ostiguy)
(615) 770-1714 (Corcoran)
Fax: (615) 532-2910
austin.ostiguy@ag.tn.gov
tyler.corcoran@ag.tn.gov
Attorneys for Plaintiff State of Tennessee

David Shatto (Fed. Bar No. 3725697; TX
Bar No. 24104114)
Assistant Attorney General
Attorney General for the State of Texas
Office of the Attorney General
P.O. Box 12548 (MC-010)
Austin, TX 78711
Phone: (512) 463-2185
Fax: (512) 473-9125
David.Shatto@oag.texas.gov
Attorney for Plaintiff State of Texas

Kevin McLean (UT Bar No. 16101)
Assistant Attorney General
Utah Attorney General's Office
160 East 300 South, 5th Floor
P.O. Box 140872
Salt Lake City, UT 84114-0872
Phone: (801) 366-0310
Fax: (801) 366-0315
kmclean@agutah.gov
*Attorney for Plaintiff Utah Division of
Consumer Protection*

James Layman (VT Bar No. 5236)
Office of the Vermont Attorney General
109 State Street
Montpelier, VT 05609-1001
Phone: (802) 828-2315
Fax: (802) 304-1014
James.Layman@vermont.gov
Attorney for Plaintiff State of Vermont

Geoffrey L. Ward (VA Bar No. 89818)
Senior Assistant Attorney General
Office of the Attorney General of
Virginia
202 N. Ninth St.
Richmond, VA 23219
Phone: (804) 371-0871
Fax: (804) 786-0122
gward@oag.state.va.us
*Attorney for Plaintiff Commonwealth of
Virginia, ex rel. Jason S. Miyares,
Attorney General*

Alexandra Kory (WA Bar No. 49889)
Mina Shahin (WA Bar No. 46661)
Assistant Attorneys General
Washington State Attorney General's
Office
800 Fifth Avenue, Suite 2000
Seattle, WA 98104
Phone: (206) 516-2997 (Kory)
(206) 326-5485 (Shahin)
Fax: (206) 464-6451
Alexandra.Kory@atg.wa.gov
Mina.Shahin@atg.wa.gov
*Attorneys for Plaintiff State of
Washington*

Ashley T. Wentz (WV Bar No. 13486)
Assistant Attorney General
West Virginia Attorney General's Office
Consumer Protection/Antitrust Division
P.O. Box 1789
Charleston, WV 25326
Phone: (304) 558-8986
Fax: (304) 558-0184
Ashley.T.Wentz@wvago.gov
*Attorney for Plaintiff State of West
Virginia ex rel. Patrick Morrissey,
Attorney General*

Gregory A. Myszkowski (WI Bar No.
1050022)
Assistant Attorney General
Wisconsin Department of Justice
P.O. Box 7857
Madison, WI 53707-7857
Phone: (608) 266-7656
Fax: (608) 294-2907
myszkowskiga@doj.state.wi.us
Attorney for Plaintiff State of Wisconsin

Cameron W. Geeting (WY Bar No.
7-5338)
Senior Assistant Attorney General
Consumer Protection and Antitrust Unit
Wyoming Office of the Attorney General
2320 Capitol Avenue
Cheyenne, Wyoming 82002
Phone: (307) 777-3795
cameron.geeting1@wyo.gov
Attorney for Plaintiff State of Wyoming

Exhibit EE

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

State of Arizona, *ex rel.* Kristin K. Mayes,
Attorney General; et al.,

Plaintiffs,

v.

Michael D. Lansky, L.L.C., dba Avid
Telecom, et al.,

Defendants.

No. 4:23-CV-00233-TUC-CKJ

**DEFENDANT MICHAEL D. LANSKY, L.L.C.,
DBA AVID TELECOM SUPPLEMENTAL RESPONSES
TO PLAINTIFFS' FIRST REQUESTS FOR PRODUCTION**

Defendant Michael D. Lansky dba Avid Telecom, LLC ("Avid Telecom") hereby submits its Supplemental Responses to Plaintiffs' First Rule 34 Requests for Production ("Requests").

REQUESTS FOR PRODUCTION

1. Provide call detail records ("CDRs") in Supported Data Format for all calls to telephone numbers with U.S.-based area codes that were sent and/or Transmitted to and through Your network by all Upstream Customers. The CDRs should include all information captured and retained about each call, including, but not limited to:

- a. the date and time of the call in UTC unless otherwise specified;
- b. the originating or calling telephone number Transmitted as the Caller ID information or automatic number identification ("ANI") reflecting the digits Transmitted;
- c. the terminating, called, or receiving telephone number or the LRN, if applicable;

- d. the call duration in seconds, from answer to disconnect;
- e. the alphanumeric customer identifier indicating that the entity that sent the call to Your network or was the customer for which You initiated the call;
- f. the internet protocol (“IP”) address sending the call to Your network;
- g. any SIP Response Codes associated with the call or attempted call including any information which accompanied the SIP Response Code;
- h. the Downstream Provider to which You next Transmitted the call;
- i. all information collected or generated as part of STIR/SHAKEN; and
- j. any other information kept or captured by You within the CDRs.

RESPONSE: Defendant objects to this Request as the search and production of “all” Documents would impose an unreasonable burden on Defendant, requiring the expenditure of hundreds of hours of search time at a direct and imputed expense of hundreds of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant states that, following the receipt of this Request, Avid Telecom contacted its former switch vendor, SipNav, to determine the availability of Avid Telecom's CDR data. Avid Telecom was told by the company president "it has been more than 18 months since you have cancelled your service and stopped paying SipNav to provide you switching services. As such, we have no CDR data as it relates to your company." So, Avid Telecom has no responsive CDR data.

2. Provide all Documents reflecting the terms of all contracts, agreements, or other business relationships between You and all Upstream Providers or Non-Provider Customers for which You Transmitted calls to telephone numbers with area codes assigned to the United States.

RESPONSE:

Defendant objects to this Request as the search and production of "all" Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Subject to and without waiving the forgoing objections, Defendant will produce any non-

privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

3. Provide all invoices, bills, payment records or other Documents Relating to requests for payment or Communications Regarding payment between You and Your Upstream Customers.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of "all invoices, bills, payment records or other Documents" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the

possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

4. Provide all Documents that describe Your switch and/or other hardware used to Transmit calls on Your network.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this request as vague and ambiguous.

Defendant objects to this Request to the extent that it improperly assumes that Defendant owns a switch and/or other hardware used to Transmit calls or that it owns a network. It does not.

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of "all" Documents that describe Your switch and/or other hardware used to Transmit calls on Your network" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it

seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

5. Provide all Documents identifying any soft switch or other services You use to Transmit calls, including but not limited to contracts, terms of use, user guides, and technical manuals.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this request as vague and ambiguous

Defendant objects to this Request to the extent that it improperly assumes that Defendant owns a soft switch and/or other hardware used to Transmit calls. It does not. Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of "all Documents identifying any soft switch or other services You use to Transmit calls, including but not limited

to contracts, terms of use, user guides, and technical manuals” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

6. Provide all Documents Relating to any features, services or measures used on Your network which identify, block, or mitigate Suspicious Call Traffic, including but not limited to practices described in Your Robocall Mitigation Plan filed with the FCC.

RESPONSE: Defendant objects to this Request to the extent that it improperly assumes that Defendant owns a switch and/or other hardware used to Transmit calls or that it owns a network. It does not. Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of “all Documents Relating to any features, services or measures used on Your network which identify, block, or mitigate Suspicious Call Traffic, including but not limited to practices described in Your

Robocall Mitigation Plan filed with the FCC” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

7. Provide all Documents describing Your written policies, practices, or procedures Relating to Your compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), and HH (§§64.6300 to 6308)) and all other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry.

Defendant objects to this Request as the search and production of “all Documents describing Your written policies, practices, or procedures Relating to [the several statutes]” compliance with would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

8. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 7.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry.

Defendant objects to this Request as the search and production of “all Documents Regarding actions You took as a result of the policies referenced in Request No. 7” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

9. Provide all Documents describing Your written policies, practices, or procedures Relating to the training of Your officers, employees, independent contractors, partners, agents, parents, controlled subsidiaries, affiliates, assigns, representatives, and all Persons acting on Your behalf to instruct them about compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200),P (§§ 64.1600 to 64.1604), and HH (§§64.6300 to 6308)), and all other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry.

Defendant objects to this Request as the search and production of “all Documents describing Your written policies, practices, or procedures Relating to [various issues]” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

10. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 9.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request refers to language that is compound because it combines two or more separate questions into a single, confusing inquiry.

Defendant objects to this Request as the search and production of “all” Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from

another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

11. Provide all Communications or Documents Relating to Communications, including all text messages, emails, Skype messages, or any other forms of Communication that Relate to compliance with the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. § 6103), the Telemarketing Sales Rule (16 C.F.R. § 310 *et seq.*), the Telephone Consumer Protection Act and its rules (47 U.S.C. § 227, 47 C.F.R. Part 64, Subparts L (§ 64.1200), P (§§ 64.1600 to 64.1604), HH (§§64.6300 to 6308)), or any other state and federal laws that regulate any of the following: telemarketing, autodialed calls, calls to numbers on the National Do Not Call Registry, Robocalls, and calls using Spoofed calling numbers.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry.

Defendant objects to this Request as the search and production of "all" Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

12. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 11.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is compound because it refers to a Request that combines two or more separate questions into a single, confusing inquiry.

Defendant objects to this Request as the search and production of "all Documents Regarding actions You took as a result of the policies referenced in Request No. 11" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the

attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

13. Provide all Documents Related to Your written policies, practices, or procedures Relating to screening, onboarding, and Know Your Customer due diligence review for Non-Provider Customers and Upstream Providers for which You are the Downstream Provider, including specifications provided to any third parties You use to help conduct Your review.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry.

Defendant objects to this Request as the search and production of "all Documents Related to Your written policies, practices, or procedures. . ." would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil

Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

14. Provide the following Documents Related to each Upstream Customer prior to or at the time the Upstream Customer was onboarded and before the Upstream Customer was activated on Your network:

- a. FCC 499 Filer ID;
- b. FCC Registration Number ("FRN");
- c. Trade references from respected sources;
- d. A STIR/SHAKEN compliance plan;
- e. Bank references;
- f. State of incorporation;
- g. Federal tax ID;
- h. A description of kind(s) of traffic that they will deliver;
- i. Company's responsible parties;
- j. Any signed Master Service Agreement (MSA) with Avid Telecom;
- k. Proof of federal Universal Service Fund ("FUSF") compliance for the current year; and
- l. Robocall Mitigation Plan filed in the Robocall Mitigation Database maintained by the FCC.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry.

Defendant objects to this Request as the search and production of the requested Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

15. Provide all Documents described in Request No. 14 that were provided to You after the Upstream Customer was activated on Your network.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is compound because it refers to a Request that combines two or more separate questions into a single, confusing inquiry.

Defendant objects to this Request as the search and production of "all Documents described in Request No. 14" would impose an unreasonable burden on Defendant, requiring the

expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

16. Provide all Documents and Communications Regarding actions You took to verify or confirm the credibility, authenticity, or truthfulness of Documents provided in response to Request Nos. 14 and 15.

RESPONSE:

Defendant objects to this Request on the grounds that the terms "credibility", "authenticity", or "truthfulness" are not defined with sufficient specificity to permit a proper response.

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this request as vague and ambiguous

Defendant objects to this Request on the grounds that the language of the Request is compound because it refers to Requests that combine two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of Documents and Communications Regarding actions You took to verify or confirm the credibility, authenticity, or truthfulness of Documents provided in response to Request Nos. 14 and 15” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

17. Provide all Documents and Communications Related to the activation and/or termination of the automated processes that You had in place to block calls prior to hitting the routing engine in Your switch, as described in ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry.

Defendant objects to this Request as the search and production of “all Documents and

Communications Related to the activation and/or termination of the automated processes that You had in place to block calls. . .” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

18. Provide all Documents and Communications Related to the implementation of automated processes that You had in place to block calls prior to hitting the routing engine in Your switch, as described in ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18, including the following processes:

- a. blocking calls with an invalid caller ID;
- b. blocking calls with matching originating and terminating numbers;
- c. blocking “Neighborhood Spoofing” calls (i.e., calls with the same “NPA/NXX”);

- d. blocking calls from blacklisted media IP's (i.e., media IP's that are known to have been used for scams, such as government and corporate impersonation.);
- e. blocking calls from phone numbers that are known to be used for Spoofing;
- f. blocking ANIs on a real time basis that produce less than 5% ASR, 5 second or less ACD, and any number with greater than 60% short duration calls (calls of 6 seconds or less);
- g. blocking calls from wireless ANIs unless the customer is a wireless carrier;
- h. blocking calls that have been labeled as "almost certainly" spam by YouMail; and
- i. blocking calls that are labeled as "scam" by YouMail.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry.

Defendant objects to this Request as the search and production of "all Documents and Communications Related to the implementation of automated processes that You had in place to block calls. . . "would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and

to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

19. Provide all Documents Related to Your written policies, practices, or procedures Relating to blocking any calls that are not STIR/SHAKEN compliant. (*See* ECF Nos. 46-1 at 17, 46-2 at 17, 47-1 at 41, 48-2 at 17, 49-1 at 41).

RESPONSE: Defendant objects to this Request as the search and production of "all Documents Related to Your written policies, practices, or procedures Relating to blocking any calls that are not STIR/SHAKEN compliant" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

20. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 19.

RESPONSE: Defendant objects to this Request as the search and production of "all Documents actions You took as a result of the policies referenced in Request No. 19" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

21. Provide all Documents Related to Your written policies, practices, or procedures Relating to blocking any calls from originating numbers on the SOMOS Do Not Originate list. (See ECF Nos. 46-1 at 17, 46-2 at 17, 47-1 at 41, 48-2 at 17, 49-1 at 41).

RESPONSE: Defendant objects to this Request as the search and production of “all Documents Related to Your written policies, practices, or procedures Relating to blocking any calls from originating numbers on the SOMOS Do Not Originate list” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

22. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 21.

RESPONSE: Defendant objects to this Request as the search and production of “all

Documents Regarding actions You took as a result of the policies referenced in Request No. 21” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

23. Provide all Documents Related to Your written policies, practices, or procedures Relating to terminating Upstream or Downstream Providers where a provider has received “a material number of traceback ‘tickets,’” as described by Defendants in ECF Nos. 46-1 at 4, 46-2 at 4, 47-1 at 21, 48-2 at 4, 49-1 at 21.

RESPONSE: Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

24. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 23.

RESPONSE:

Defendant objects to this Request as the search and production of "all Documents Regarding actions You took as a result of the policies referenced in Request No. 23" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

25. Provide any Documents Related to Your written policies, practices, or procedures Relating to terminating Non-Provider Customers where they have received a material number of Tracebacks.

RESPONSE: Defendant objects to this Request because the term "a material number of Tracebacks" is not defined with sufficient specificity in the Request, by the FCC or by the

Industry Traceback Group to allow a proper Response.

Defendant objects to this Request as the search and production of “any Documents Related to Your written policies, practices, or procedures Relating to terminating Non-Provider Customers where they have received a material number of Tracebacks” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will meet and confer in an effort to obtain a definition sufficient to allow a proper Response.

26. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 25.

RESPONSE: Defendant objects to this Request because the term “a material number of Tracebacks” is not defined with sufficient specificity in the Request, by the FCC or by the Industry Traceback Group to allow a proper Response.

Defendant objects to this Request as the search and production of “all Documents Regarding actions You took as a result of the policies referenced in Request No. 25” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the

attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will meet and confer in an effort to obtain a definition sufficient to allow a proper Response.

27. Provide all Documents Relating to Your written policies, practices, or procedures Relating to determining, setting or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics (e.g., thresholds for answer-seizure ratios and/or average call durations).

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of “all Documents Relating to Your written policies, practices, or procedures Relating to determining, setting or modifying voice services switch settings such as call capacity, call routing, call blocking and filtering, or call analytics” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and

to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

28. Provide all Documents and Communications Relating to actions You took in determining, setting, or modifying voice services switch settings for all Upstream Customers.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of "all Documents and Communications Relating to actions You took in determining, setting, or modifying voice services switch settings for all Upstream Customers" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and

to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

29. Provide all Documents describing Your written policies, practices, or procedures to verify that Your Non-Provider Customers are authorized to use the calling numbers that are passed to Your network.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of "all Documents describing Your written policies, practices, or procedures to verify that Your Non-Provider Customers are authorized to use the calling numbers that are passed to Your network" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

30. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 29.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of "all Documents Regarding actions You took as a result of the policies referenced in Request No. 29" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files

31. Provide all Documents describing Your processes to continue to monitor the authorizations to use the calling numbers described in Request No. 29, and the steps You take if noncompliance is suspected and/or identified by You or brought to Your attention by a third party.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of "all Documents describing Your processes to continue to monitor the authorizations to use the calling numbers described in Request No. 29. . ." would impose an unreasonable burden on Defendant, requiring the

expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

32. Provide all Documents describing Your written policies, practices, or procedures Relating to monitoring, reviewing, and analyzing voice call traffic to identify patterns consistent with Suspicious Call Traffic or illegal Robocalls from Non-Provider Customers or Upstream Providers for which You are the Downstream Provider.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of "all Documents describing

Your written policies, practices, or procedures Relating to monitoring, reviewing, and analyzing voice call traffic. . .” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

33. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 32.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of “all Documents Regarding

actions You took as a result of the policies referenced in Request No. 32” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

34. Provide all Documents describing Your written policies, practices, or procedures Relating to processes for segregating high volume, short duration traffic from other call traffic.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry.

Defendant objects to this Request as the search and production of “all Documents describing Your written policies, practices, or procedures Relating to processes for segregating high volume, short duration traffic from other call traffic” Documents would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

35. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 34.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry.

Defendant objects to this Request as the search and production of “all Documents Regarding actions You took as a result of the policies referenced in Request No. 34” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

36. Provide all Documents describing Your written policies, practices, or procedures Relating to processes for screening, monitoring, reviewing, and analyzing each type of traffic described in Request No. 34 to identify patterns consistent with Suspicious Call Traffic or illegal Robocalls.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of “all Documents describing Your written policies, practices, or procedures Relating to processes for screening, monitoring, reviewing, and analyzing each type of traffic described in Request No. 34 . . .” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

37. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 36.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of “all Documents Regarding actions You took as a result of the policies referenced in Request No. 36” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

38. Provide all Documents describing Your written policies, practices, or procedures Relating to any consequences, including but not limited to suspension or termination, for an Upstream Provider or Non-Provider Customer if its call traffic demonstrates a pattern consistent with Suspicious Call Traffic or illegal Robocalls. Please include Documents describing consequences Related to misrouting high volume, short duration calls over non-short-duration routes.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the phrases “a pattern consistent with Suspicious Call Traffic or illegal Robocalls” and “misrouting high volume, short duration calls over non-short-duration routes:” are not defined with sufficient specificity in the Request to allow for a proper Response.

Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of “all Documents describing Your written policies, practices, or procedures Relating to any consequences, including but not limited to suspension or termination, for an Upstream Provider or Non-Provider Customer if its call traffic demonstrates a pattern consistent with Suspicious Call Traffic or illegal Robocalls” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-

privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

39. Provide all Documents Regarding actions You took as a result of the policies referenced in Request No. 38.

RESPONSE:

Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the phrases "a pattern consistent with Suspicious Call Traffic or illegal Robocalls" and "misrouting high volume, short duration calls over non-short-duration routes:" are not defined with sufficient specificity in the Request to allow for a proper Response.

Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of "all Documents Regarding actions You took as a result of the policies referenced in Request No. 38" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil

Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

40. Provide all Documents Related to any regulatory investigations, complaints, and inquiries that have been conducted against You Relating to Suspicious Call Traffic or illegal Robocalls. These Documents should include, at a minimum, all civil investigative demands, subpoenas, inquiry letters, cease-and-desist letters, and similar Documents from local, state, federal, and international regulators or law enforcement offices, as well as Your responses to the same.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of "all" Documents Related to any regulatory investigations, complaints, and inquiries that have been conducted against You Relating to Suspicious Call Traffic or illegal Robocalls" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the

attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer on this Request.

41. Provide all Documents created or collected during the customer onboarding process, including all supplementary Documents, from all Upstream Customers for which You Transmitted calls to telephone numbers with area codes assigned to the United States.

RESPONSE: Defendant objects to this Request as the search and production of “all Documents created or collected during the customer onboarding process. . .” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

42. Provide all Communications, including all text messages, emails, Skype messages, or any other forms of Communications with all Upstream Customers from which You Transmitted calls to telephone numbers with area codes assigned to the United States.

RESPONSE: Defendant objects to this Request as the search and production of “all Communications, including all text messages, emails, Skype messages, or any other forms of Communications with all Upstream Customers from which You Transmitted calls to telephone numbers with area codes assigned to the United States” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

43. Provide all Communications, including all text messages, emails, Skype messages, or any other forms of Communications with all Upstream Customers from which You Transmitted calls addressing implementation or violations of any of Your policies, practices, or procedures.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is unintelligible as drafted and compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of “all Communications, including all text messages, emails, Skype messages, or any other forms of Communications with all Upstream Customers. . .” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer on this Request.

44. Provide all Communications, including all text messages, emails, Skype messages, or any other forms of Communications between You or either individual Defendant and all Downstream Providers Regarding Tracebacks, Robocalls, Do Not Call Complaints, or any suspensions, terminations, and/or threats of suspension or termination You received from any source.

RESPONSE: Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing

inquiry. Defendant objects to this Request as the search and production of “all Communications, including all text messages, emails, Skype messages, or any other forms of Communications between You or either individual Defendant and all Downstream Providers Regarding Tracebacks, Robocalls, Do Not Call Complaints, or any suspensions, terminations, and/or threats of suspension or termination You received from any source” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

45. Provide all Communications including all text messages, emails, Skype messages, or any other forms of Communication, between You or either individual Defendant and any Upstream Customer for which You Transmitted calls to telephone numbers with area codes assigned to the United States Relating to Suspicious Call Traffic or illegal Robocalls.

RESPONSE: Defendant objects to this Request as the search and production of “all Communications including all text messages, emails, Skype messages, or any other forms of

Communication, between You or either individual Defendant and any Upstream Customer for which You Transmitted calls . . .” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

46. Provide all Communications between You or either Individual Defendant and any third party, including all text messages, emails, Skype messages, or any other forms of Communication Regarding regulatory investigations, Do Not Call Complaints, civil investigative demands, subpoenas or inquiries from civil or criminal law enforcement agencies or third parties that have been directed toward You Relating to Suspicious Call Traffic or illegal Robocalls.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of “all Communications between You or either Individual Defendant and any third party, including all text messages, emails, Skype messages, or any other forms of Communication Regarding regulatory investigations, Do Not Call Complaints, civil investigative demands, subpoenas or inquiries from civil or criminal law enforcement agencies or third parties that have been directed toward You Relating to Suspicious Call Traffic or illegal Robocalls” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer on this Request.

46. Provide all Communications between You, Defendant Lansky, and/or Defendant Reeves, as senders or recipients, including but not limited to all text messages, emails, Skype messages, or any other forms of Communications Regarding all regulatory investigations,

Do Not Call Complaints, civil investigative demands, subpoenas or inquiries from civil or criminal law enforcement agencies or third parties that have been conducted against You Relating to Suspicious Call Traffic or illegal Robocalls.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of “all Communications between You, Defendant Lansky, and/or Defendant Reeves, as senders or recipients, including but not limited to all text messages, emails, Skype messages, or any other forms of Communications Regarding all regulatory investigations, Do Not Call Complaints, civil investigative demands, subpoenas or inquiries from civil or criminal law enforcement agencies or third parties” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer on this Request.

47. Provide all Documents Relating to Communications involving You, Defendant

Lansky, and/or Defendant Reeves, as senders or recipients, Regarding Tracebacks, Robocalls, or Do Not Call Complaints You received from a Downstream Provider.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of “all Documents Relating to Communications involving You, Defendant Lansky, and/or Defendant Reeves, as senders or recipients, Regarding Tracebacks, Robocalls, or Do Not Call Complaints You received from a Downstream Provider” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer on this Request.

48. Provide all Documents Relating to Communications involving You, Defendant Lansky, and/or Defendant Reeves, as senders or recipients, Regarding any calls that You Transmitted to telephone numbers assigned to any public safety answering point, hospital,

medical physician or service office, health care facility, poison control center, or fire protection or law enforcement agency.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of “all Documents Relating to Communications involving You, Defendant Lansky, and/or Defendant Reeves, as senders or recipients, Regarding any calls that You Transmitted to telephone numbers assigned to any public safety answering point, hospital, medical physician or service office, health care facility, poison control center, or fire protection or law enforcement agency” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

Lansky, and/or Defendant Reeves, as senders or recipients, Regarding the call traffic received from any Upstream Customer that You Transmitted to telephone numbers with area codes assigned to the United States.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of “all” Documents relating to Communications involving You, Defendant Lansky, and/or Defendant Reeves, as senders or recipients, Regarding the call traffic received from any Upstream Customer that You Transmitted to telephone numbers with area codes assigned to the United States” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

50. Provide all Documents relating to Communications involving You, Defendant Lansky, and/or Defendant Reeves, as senders or recipients, concerning the solicitation or onboarding of customers or potential customers.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request on the grounds that the language of the Request is compound because it combines two or more separate questions into a single, confusing inquiry. Defendant objects to this Request as the search and production of “all Documents relating to Communications involving You, Defendant Lansky, and/or Defendant Reeves, as senders or recipients, concerning the solicitation or onboarding of customers or potential customers” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located

through a reasonable search of Avid Telecom's files.

51. Provide all Documents describing Your corporate structure or ownership, including but not limited to any organizational chart showing Your management personnel and individual employees.

RESPONSE: Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

52. Provide all Documents that identify Your owners and shareholders, including, but not limited to, Documents reflecting the percentage of ownership interest held by each of them.

RESPONSE: Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

53. Provide all Documents that identify Your employees, managers, independent

contractors and officers with authority to terminate business relationships with Upstream Providers and Non-Provider Customers.

RESPONSE: Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

54. Provide all Documents that identify Your employees, managers, independent contractors and officers who are involved in receiving and responding to complaints about abusive, fraudulent, or unwanted telephone calls, or ensuring Your compliance with state and federal telemarketing laws.

RESPONSE: Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files.

55. Provide payroll and other compensation records for all of Your employees and/or independent contractors, including but not limited to W-2 and 1099 forms.

RESPONSE: Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files

56. Provide all Documents Relating to Your payment to Downstream Providers to which You Transmit call traffic.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of "all Documents Relating to Your payment to Downstream Providers to which You Transmit call traffic" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of

information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer on this Request.

57. Provide all Documents Regarding payment to switch providers and any Person providing Robocall mitigation analytics or services.

RESPONSE: Defendant objects to this Request as the search and production of “all Documents Regarding payment to switch providers and any Person providing Robocall mitigation analytics or services would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files

58. Provide all Documents Regarding all annual payments You made to access phone numbers on the FTC’s National Do Not Call Registry.

RESPONSE:

Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of “all Documents Regarding all annual payments You made to access phone numbers on the FTC’s National Do Not Call Registry” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files

59. Provide all Documents Relating to Your policies and procedures Regarding the sale, lease, assignment, or any other way in which You make DID’s available for use by any Person, including but not limited to Documents Relating to payments.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of “all Documents Relating to Your policies and procedures Regarding the sale, lease, assignment, or any other way in which You make DIDs available for use by any Person, including but not limited to Documents Relating to payments” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a reasonable search of Avid Telecom’s files.

60. Provide all Documents Related to Your purchase, lease, and/or assignment of DIDs from any Person, including but not limited to Documents Relating to payments.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any

issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of “All Documents Related to Your purchase, lease, and/or assignment of DIDs from any Person, including but not limited to Documents Relating to payments” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a search of Avid Telecom’s file.

61. Provide all Documents identifying any Person to which You sold, leased, assigned, or otherwise made DIDs available.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of “all Documents

identifying any Person to which You sold, leased, assigned, or otherwise made DIDs available” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer on this Request.

62. Provide all Documents Regarding payments made to You by any Person to which You sold, leased, assigned, or otherwise made DIDs available.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of “all Documents Regarding payments made to You by any Person to which You sold, leased, assigned, or otherwise made DIDs available” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data

obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer on this Request.

63. Provide all Documents showing on a monthly basis the total number of DID's sold, leased, assigned, or otherwise made available to each Person identified in Request No. 62.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of “all Documents showing on a monthly basis the total number of DID's sold, leased, assigned, or otherwise made available to each Person identified in Request No. 62” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the

attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer on this Request.

64. Provide all Documents that You filed with the FCC, including but not limited to:

- a. Domestic Section 214 approval form;
- b. FCC Form 477;
- c. FCC Form 499-A Telecommunications Reporting Worksheet;
- d. FCC Form 499-Q Telecommunications Reporting Worksheet;
- e. FCC Form 502 Numbering Resource Utilization Forecast;
- f. Section 64.2009 Annual CPNI Compliance Certification;
- g. Annual Regulatory Fee Forms;
- h. International 214 Approval;
- i. International Service Tariff;
- j. All current or previous versions of any Robocall Mitigation Program or Plan filed in the Robocall Mitigation Database pursuant to 47 C.F.R. § 64.6305.

RESPONSE: Defendant objects to this Request on the grounds that, other than subsection j., the Requests are irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of “all” Documents in the identified categories” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive (*e.g.*, through the FCC online portal), and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any Documents in its possession or control responsive to subsection j. and it is prepared to meet and confer on remaining categories of Documents in this Request.

65. Provide all Documents that You filed with any state public service commission or public utility commission Relating to Your provision of voice services.

RESPONSE: Defendant objects to this Request on the grounds that, the Request is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of “all Documents . . . filed with any state public service commission or public utility commission Relating to Your provision of voice services” would impose an unreasonable burden on Defendant, requiring the

expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive (*e.g.*, through the FCC online portal), and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer on this Request.

66. Provide all versions of the Documents that You maintained, or continue to maintain, pursuant to Arizona Revised Statute § 29-3410(A) including:

- a. Any lists of the full name and last known address of each member and manager;
- b. Any copies of the articles of organization and all amendments to the articles of organization;
- c. Any copies of all current and prior written operating agreements and amendments to all current and prior written operating agreements;
- d. Any record of a member's obligation to make a capital contribution to the company;

- e. Any copies of the company's federal, state and local income tax returns and reports, if any, for the three most recent years; and
- f. Any copies of the company's financial statements, if any, for the three most recent years.

RESPONSE: Defendant objects to this Request to the extent that it calls for a legal conclusion regarding the obligation to maintain the identified documents.

Defendant objects to this Request as the search and production of “all versions of the Documents that You maintained, or continue to maintain, pursuant to Arizona Revised Statute § 29-3410(A)” in each of the defined categories would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant’s possession, custody or control that are located through a search of Avid Telecom’s file.

67. Provide all Documents produced by You in response to discovery requests

during the *Avid Telecom LLC, et al. v. Frankel, et al.*, No. 4:22-cv-00558 (D. Ariz. 2022) litigation.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents produced . . . in response to discovery requests during the *Avid Telecom LLC, et al. v. Frankel, et al.*, No. 4:22-cv-00558 (D. Ariz. 2022) litigation” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet

and to confer regarding this Request.

68. Provide all Documents produced by You in response to discovery requests during the *Michael D. Lansky, LLC, et al. v. TransNexus, Inc.*, No. 1:22-cv-04829 (N.D. Ga. 2022) litigation.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all” Documents produced . . . in response to discovery requests during the *Michael D. Lansky, LLC, et al. v. TransNexus, Inc.*, No. 1:22-cv-04829 (N.D. Ga. 2022) litigation” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of

information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and to confer regarding this Request.

69. Provide all Communications between You or either Individual Defendant or third parties Regarding this litigation.

RESPONSE: Defendant objects to this Request as the search and production of “all Communications between You or either Individual Defendant and third parties Regarding this litigation” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this request as vague and ambiguous.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer on this Request.

70. Provide all Communications between You or either Individual Defendant with Downstream Providers Regarding the civil investigative demands Relating to You issued to them by the North Carolina Department of Justice.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the discovery of relevant evidence.

Defendant objects to this Request as the search and production of “all Communications between You or either Individual Defendant with Downstream Providers Regarding the civil investigative demands Relating to You issued to them by the North Carolina Department of Justice” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer on this Request.

71. Provide all Communications between You or either Individual Defendant with third parties Related to the *Rokita v. Michael D. Lansky, LLC, et al.*, No. 49D02-2211- MI-037726 (Marion County Superior Court 2, Ind., filed Nov. 1, 2022) litigation.

RESPONSE: Defendant objects to this Request on the grounds that it is irrelevant to any issue in the Case and that the production of responsive Documents is unlikely to lead to the

discovery of relevant evidence. Defendant objects to this Request as the search and production of “all Communications between You or either Individual Defendant with third parties Related to the *Rokita v. Michael D. Lansky, LLC, et al.*” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this request as vague and ambiguous.

Defendant objects on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer on this Request.

72. Provide all Documents Relating to Your written policies, practices, or procedures Relating to Your record retention.

RESPONSE: Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a reasonable search of Avid Telecom's files

73. Provide all account history logs for each Upstream Customer.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request to the extent that it assumes that Defendant, in her limited role as an independent contractor had any involvement in any of the described matters. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of "all all-account history logs for each Upstream Customer" would impose an unreasonable burden on Defendant, requiring the expenditure of hundreds of hours of search time at a direct and imputed expense of tens or hundreds of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and to confer regarding this Request.

74. Provide all Documents Related to prior express consent or prior express written consent given by call recipients to the calling party, seller or telemarketer for calls You Transmitted on behalf of the Upstream Customers.

RESPONSE: Defendant objects to this Request as the terms “prior express consent” and “prior express written consent” are not defined in a sufficiently specific manner by the Request or by the FCC to allow for a proper Response.

Defendant objects to this Request as compound because it combines multiple categories of conduct into a single, confusing inquiry. Defendant objects to this Request as the search and production of “all Documents Related to prior express consent or prior express written consent given by call recipients to the calling party, seller or telemarketer for calls You Transmitted on behalf of the Upstream Customers” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet

and to confer regarding this Request.

75. Provide all Documents and Communications Related to any actions taken by You to determine the veracity, credibility, or trustworthiness of any assertion by an Upstream Customer that a caller had prior express consent of the called party prior to the initiation of a call that was subsequently the subject of a Traceback, Do Not Call Complaint or an inquiry from any third party.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request to the extent that the terms “veracity”, “credibility”, or “trustworthiness” are not commonly used in the industry or defined as a matter of the TCPA or applicable regulatory standards with sufficient precision to permit a proper response. Defendant objects to this Request as the search and production of “all Documents and Communications Related to any actions taken by You to determine the veracity, credibility, or trustworthiness of any assertion by an Upstream Customer that a caller had prior express consent of the called party prior to the initiation of a call that was subsequently the subject of a Traceback, Do Not Call Complaint or an inquiry from any third party” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer regarding a Response to a Request with properly defined terms.

76. Provide all Documents Related to the assertion that You “spend at least an additional \$400,000 each year to purchase enhanced switch data service that allow You to identify illegal calls and terminate the providers of those calls.” (ECF Nos. 46-1 at 2, 46-2 at 2, 47-1 at 20, 48-2 at 2, 49-1 at 20).

RESPONSE: Defendant objects to this Request as the search and production of “all Documents Related to the assertion that You “spend at least an additional \$400,000 each year to purchase enhanced switch data service that allow You to identify illegal calls and terminate the providers of those calls” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil

Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a search of Defendant's files.

77. Provide all Documents and Communications Related to any Upstream Provider or Non-Provider Customer that was terminated as a result of services identified in response to Request No. 77.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of "all Documents and Communications Related to any Upstream Provider or Non-Provider Customer that was terminated as a result of services identified in response to Request No. 77" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer

regarding this Request.

78. Provide all Documents and Communications Related to the affirmative defense entitled “Due Care” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, lines 14–17).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents and Communications Related to the affirmative defense entitled “Due Care” identified in Defendants’ Amended Answer” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

79. Provide all Documents and Communications Related to the affirmative defense entitled, “The Industry Traceback Group Legal Authority” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, lines 18–20).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents and Communications Related to the affirmative defense entitled, “The Industry Traceback Group Legal Authority” identified in Defendants’ Amended Answer” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

80. Provide all Documents and Communications Related to the affirmative defense entitled, “Tracebacks are Not Notice of Illegal Activity” identified in Defendants’ Amended Answer. (ECF No. 85 at 173, line 21 to 174, line 2).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of “all Documents and Communications Related to the affirmative defense entitled, “Tracebacks are Not Notice of Illegal Activity” identified in Defendants’ Amended Answer” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of

information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

81. Provide all Documents and Communications Related to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Avid Telecom” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 3–5).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents and Communications Related to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Avid Telecom” identified in Defendants’ Amended Answer” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

82. Provide all Documents and Communications Related to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Michael Lansky”

identified in Defendants' Amended Answer. (ECF No. 85 at 174, lines 7–9).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents and Communications Related to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Michael Lansky” identified in Defendants' Amended Answer” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

83. Provide all Documents and Communications Related to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Stacey Reeves” identified in Defendants' Amended Answer. (ECF No. 85 at 174, lines 10–12).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents all Documents and Communications Related to the affirmative defense entitled, “Failure to State a Claim upon which Relief may be Granted Against Stacey Reeves” identified in Defendants' Amended Answer” would impose an unreasonable burden on Defendant, requiring the

expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

84. Provide all Documents and Communications Related to the affirmative defense entitled, “Statute of Limitations” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 13–15).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents and Communications Related to the affirmative defense entitled, “Statute of Limitations” identified in Defendants’ Amended Answer” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer

regarding this Request.

85. Provide all Documents and Communications Related to the affirmative defense entitled, “Consent” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 16–18).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents and Communications Related to the affirmative defense entitled, “Consent” identified in Defendants’ Amended Answer” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

86. Provide all Documents and Communications Related to the affirmative defense entitled, “Laches” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, lines 19–21).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant

to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents and Communications Related to the affirmative defense entitled, “Laches” identified in Defendants’ Amended Answer” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

87. Provide all Documents and Communications Related to the affirmative defense entitled, “Unclean Hands” identified in Defendants’ Amended Answer. (ECF No. 85 at 174, line 22 to 175, line 1).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents and Communications Related to the affirmative defense entitled, “Unclean Hands” identified in Defendants’ Amended Answer” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars. Defendant objects to this Request to the extent it seeks information protected by the

attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

88. Provide all Documents and Communications Related to the affirmative defense entitled, “Conduct” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 2–4).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents and Communications Related to the affirmative defense entitled, “Conduct” identified in Defendants’ Amended Answer” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer

regarding this Request.

89. Provide all Documents and Communications Related to the affirmative defense entitled, “Estoppel” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 6–8).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents and Communications Related to the affirmative defense entitled, “Estoppel” identified in Defendants’ Amended Answer” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

90. Provide all Documents and Communications Related to the affirmative defense entitled, “Unconstitutionality of Statutory Damages” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 9–12).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents and Communications Related to the affirmative defense entitled, “Unconstitutionality of Statutory Damages” identified in Defendants’ Amended Answer” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

91. Provide all Documents and Communications Related to the affirmative defense entitled, “Standing” identified in Defendants’ Amended Answer. (ECF No. 85 at 175, lines 13–16).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents and Communications Related to the affirmative defense entitled, “Standing” identified in Defendants’ Amended Answer” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands

of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant meet and confer regarding this Request.

92. Provide all Documents and Communications Related to each change made to the account history log for the account name and identifiers for each Upstream Customer.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence. Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of “all Documents and Communications Related to each change made to the account history log for the account name and identifiers for “each Upstream Customer would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the

attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a search of Defendant's files.

93. Provide all Documents Related to personal expenditures made by Defendant Lansky from any of Your financial accounts and the corresponding reimbursement received from Defendant Lansky for those expenditures.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the

possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a search of Defendant's files.

94. Provide all Documents and Communications Related to Zealous Services, LLC., including payments You received from or on behalf of Zealous Services, LLC., services You provided, any service agreements and any account history logs.

RESPONSE: Defendant objects to this Request on the grounds that the Documents sought are not relevant to any issue in this proceeding nor are they likely to lead to the discovery of relevant evidence.

Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond. Defendant objects to this Request as the search and production of "all Documents and Communications Related to Zealous Services, LLC., including payments You received from or on behalf of Zealous Services, LLC., services You provided, any service agreements and any account history logs" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of

information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Ms. Reeves' possession, custody or control that are located through a search of Ms. Reeves files.

95. Provide all Documents and Communications Related to the hiring of Defendant Reeves Regarding her job description, job duties, daily responsibilities, scope of work, compensation structure or terms, scope of authority to act on behalf of You, and any written agreement(s) Related to the services Defendant Reeves would provide or did provide.

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant further object on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a search of Defendant's files.

96. Provide all Documents and Communications Related to Defendants' assertion

that any Plaintiff obtained evidence “illegally and/or through improper means.” (ECF Nos. 46-1 at 1, 46-2 at 1, 47-1 at 18, 48-2 at 1, 49-1 at 18).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request to the extent that it requires a Defendant to produce all Documents and Communications Related to Defendants’ assertion that any Plaintiff obtained evidence “illegally and/or through improper means” would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5).

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer regarding the meaning of this Request.

97. Provide all Documents and Communications Related to Defendants’ assertion that Plaintiffs’ Complaint contains allegations that are either unsupported, misleading, or demonstrably false. (ECF No. 46-2 at p. 8).

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of Defendant “all

Documents and Communications Related to Defendants' assertion that Plaintiffs' Complaint contains allegations that are either unsupported, misleading, or demonstrably false objects to the request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5)" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant is prepared to meet and confer regarding the meaning of this Request.

98. Provide all Documents describing Your written policies, practices, or procedures to implement the STIR/SHAKEN attestation requirement to verify that Your Non-Provider Customers are authorized to use the calling numbers that are passed to Your network.

RESPONSE: Defendant objects to this Request to the extent that it requires a Defendant to reach one or more legal conclusions to respond.

Defendant objects to this Request as the search and production of "all Documents describing Your written policies, practices, or procedures to implement the STIR/SHAKEN attestation requirement to verify that Your Non-Provider Customers are authorized to use the calling numbers that are passed to Your network" would impose an unreasonable burden on Defendant, requiring the expenditure of dozens of hours of search time at a direct and imputed expense of thousands of dollars.

Defendant objects to this Request on the basis the request seeks production of data obtainable from another source that is more convenient, less burdensome, or less expensive, and

to the extent it seeks information already in the possession, custody, or control of Plaintiffs.

Defendant objects to this Request to the extent it seeks information protected by the attorney-client privilege, work product doctrine, common interest privilege, Federal Rule of Civil Procedure 26(b)(4) or (5). Defendant objects to this Request to the extent it seeks discovery of information not in the possession, custody, or control of Defendant.

Subject to and without waiving the forgoing objections, Defendant will produce any non-privileged, responsive documents in Defendant's possession, custody or control that are located through a search of Ms. Reeves files.

CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of July 2025 I served the foregoing DEFENDANT MICHAEL D. LANSKY, L.L.C., DBA AVID TELECOM SUPPLEMENTAL RESPONSES TO PLAINTFFS' FIRST REQUESTS FOR PRODUCTION upon Plaintiffs by electronically mailing a copy of the same to their counsel or record as follows:

/s/ Silsa Cabezas
Silsa Cabezas

LIST OF PLAINTIFFS' COUNSEL

Alyse Meislik (AZ No. 024052)
Dylan Jones (AZ Bar No. 034185)
Laura Dilweg (AZ No. 036066)
Sarah Pelton (AZ Bar No. 039633)
Assistant Attorneys General
Arizona Attorney General's Office
2005 North Central Avenue
Phoenix, AZ 85004
Phone: (602) 542-3725
Fax: (602) 542-4377

consumer@azag.gov
alyse.meislik@azag.gov
dylan.jones@azag.gov
laura.dilweg@azag.gov
sarah.pelton@azag.gov

Attorneys for Plaintiff State of Arizona

Douglas S. Swetnam (IN Bar No. 15860-49)
Thomas L. Martindale (IN Bar No. 29706-64)

Deputy Attorneys General
Office of the Indiana Attorney General
Todd Rokita

Indiana Govt. Center South, 5th Fl.
302 W. Washington St.
Indianapolis, IN 46204-2770

Phone: (317) 232-6294 (Swetnam)
(317) 232-7751 (Martindale)
Fax: (317) 232-7979

douglas.swetnam@atg.in.gov
thomas.martindale@atg.in.gov

Attorneys for Plaintiff State of Indiana

Tracy Nayer (NC Bar No. 36964)
Rochelle Sparko (NC Bar No. 38528)
Special Deputy Attorneys General
North Carolina Department of Justice
Consumer Protection Division
P.O. Box 629
Raleigh, North Carolina 27602
Phone: (919) 716-6000
Fax: (919) 716-6050

tnayer@ncdoj.gov
rsparko@ncdoj.gov

Attorneys for Plaintiff State of North Carolina

Erin B. Leahy (OH Bar No. 0069509)
Senior Assistant Attorney General
Office of Attorney General Dave Yost
30 East Broad Street, 14th Fl.
Columbus, OH 43215
Phone: (614) 752-4730
Fax: (866) 768-2648

Erin.Leahy@OhioAGO.gov
Attorney for Plaintiff State of Ohio

Lindsay D. Barton (AL Bar No. 1165-G00N)
Robert D. Tambling (AL Bar No. 6026-N67R)
Assistant Attorneys General
Office of the Alabama Attorney General
501 Washington Avenue
Montgomery, Alabama 36130
Phone: (334) 353-2609 (Barton)
(334) 242-7445 (Tambling)
Fax: (334) 353-8400
Lindsay.Barton@AlabamaAG.gov
Robert.Tambling@AlabamaAG.gov
Attorneys for Plaintiff State of Alabama

Amanda Wentz (AR Bar No. 2021066)
Assistant Attorney General
Office of Attorney General Tim Griffin
323 Center St., Ste. 200
Little Rock, AR 72201
Phone: (501) 682-1178
Fax: (501) 682-8118
Amanda.wentz@arkansasag.gov
Attorney for Plaintiff State of Arkansas

Nicklas A. Akers (CA Bar No. 211222)
Senior Assistant Attorney General
Bernard A. Eskandari (CA Bar No. 244395)
Supervising Deputy Attorney General
Timothy D. Lundgren (CA Bar No. 254596)
Rosailda Perez (CA Bar No. 284646)
Michelle Burkart (CA Bar No. 234121)
Deputy Attorneys General
Office of the California Attorney General
300 S. Spring St., Suite 1702
Los Angeles, CA 90013
Phone: (415) 510-3364 (Akers)
(213) 269-6348 (Eskandari)
(213) 269-6355 (Lundgren)
(213) 269-6612 (Perez)
(213) 269-6357 (Burkart)
Fax: (916) 731-2146
nicklas.akers@doj.ca.gov
bernard.eskandari@doj.ca.gov
timothy.lundgren@doj.ca.gov
rosailda.perez@doj.ca.gov
michelle.burkart@doj.ca.gov
Attorneys for Plaintiff People of the State of California

Michel Singer Nelson (CO Bar No. 19779)
Assistant Attorney General II
Colorado Office of the Attorney General
Ralph L. Carr Judicial Building
1300 Broadway, 10th Floor
Denver, CO 80203
Phone: (720) 508-6220
michel.singernelson@coag.gov
*Attorney for Plaintiff State of Colorado,
ex rel. Philip J. Weiser, Attorney General*

Brendan T. Flynn (Fed. Bar No. ct04545,
CT Bar No. 419935)
Assistant Attorney General
Office of the Connecticut Attorney
General William Tong
165 Capitol Avenue, Suite 4000
Hartford, CT 06106
Phone: (860) 808-5400
Fax: (860) 808-5593
<mailto:brendan.flynn@ct.gov>
*Attorney for Plaintiff State of
Connecticut*

Ryan Costa (DE Bar No. 5325)
Deputy Attorney General
Delaware Department of Justice
820 N. French Street, 5th Floor
Wilmington, DE 19801
Phone: (302) 683-8811
Fax: (302) 577-6499
Ryan.costa@delaware.gov
Attorney for Plaintiff State of Delaware

Adam Teitelbaum (DC Bar No.
1015715)
Director, Office of Consumer Protection
Assistant Attorney General
D.C. Office of the Attorney General
Office of Consumer Protection
400 6th Street NW, 10th Floor
Washington, DC 20001
Phone: (202) 741-0764
Adam.Teitelbaum@dc.gov
*Attorney for Plaintiff District of
Columbia*

Patrick Crotty (FL Bar No. 108541)
Special Counsel, Asst. Attorney General
Miles Vaughn (FL Bar No. 1032235)
Assistant Attorney General
Office of the Florida Attorney General
Consumer Protection Division
3507 E. Frontage Rd, Suite 325
Tampa, FL 33607
Phone: (813) 287-7950
Fax: (813) 281-5515
patrick.crotty@myfloridalegal.com
miles.vaughn@myfloridalegal.com
*Attorneys for Plaintiff Ashley Moody,
Attorney General of the State of Florida*

David A. Zisook (GA Bar No. 310104)
Senior Assistant Attorney General
Office of the Attorney General of the
State of Georgia
2 Martin Luther King Jr. Drive, SE, Ste.
356
Atlanta, GA 30334
Phone: (404) 458-4294
Fax: (404) 464-8212
dzisook@law.ga.gov
Attorney for Plaintiff State of Georgia

Christopher J.I. Leong (HI Bar No.
9662)
Deputy Attorney General
Hawaii Department of the Attorney
General
425 Queen Street
Honolulu, HI 96813
Phone: (808) 586-1180
Fax: (808) 586-1205
christopher.ji.leong@hawaii.gov
Attorney for Plaintiff State of Hawaii

James J. Simeri (ID Bar No. 12332)
(Pro Hac Vice motion forthcoming)
Consumer Protection Division Chief
Idaho Attorney General's Office
P.O. Box 83720
Boise, ID 83720-0010
Phone: (208) 334-4114
james.simeri@ag.idaho.gov
Attorney for Plaintiff State of Idaho

Philip Heimlich (IL Bar No. 6286375)
Assistant Attorney General
Elizabeth Blackston (IL Bar No.
6228859)
Consumer Fraud Bureau Chief
Office of the Illinois Attorney General
500 S. Second Street
Springfield, IL 62791
Phone: (217) 782-4436
philip.heimlich@ilag.gov
elizabeth.blackston@ilag.gov
*Attorneys for Plaintiff People of the State
of Illinois*

Benjamin Bellus (IA Bar No.
AT0000688)
William Pearson (IA Bar No.
AT0012070)
Assistant Attorneys General
Office of the Iowa Attorney General
1305 E. Walnut St.
Des Moines, IA 50319
Phone: (515) 242-6536 (Bellus)
(515) 242-6773 (Pearson)
Fax: (515) 281-6771
Benjamin.Bellus@ag.iowa.gov
William.Pearson@ag.iowa.gov
Attorneys for Plaintiff State of Iowa

Nicholas C. Smith (KS Bar No. 29742)
Sarah M. Dietz (KS Bar No. 27457)
Assistant Attorneys General
Consumer Protection Section
Office of the Kansas Attorney General
120 SW 10th Avenue, 2nd Floor
Topeka, KS 66612
Phone: (785) 296-3751
Fax: (785) 291-3699
Nicholas.Smith@ag.ks.gov
sarah.dietz@ag.ks.gov
Attorneys for Plaintiff State of Kansas

Jacob P. Ford (KY Bar No. 95546)
Assistant Attorney General
Office of the Attorney General,
Commonwealth of Kentucky
1024 Capital Center Drive, Ste. 200
Frankfort, KY 40601
Phone: (502) 871-2044
jacobp.ford@ky.gov
*Attorney for Plaintiff Commonwealth of
Kentucky*

ZaTabia N. Williams (LA Bar No.
36933)
Assistant Attorney General
Office of the Attorney General Liz
Murrill
1885 North Third St.
Baton Rouge, LA 70802
Phone: (225) 326-6164
Fax: (225) 326-6499
WilliamsZ@ag.louisiana.gov
Attorney for Plaintiff State of Louisiana

Brendan O'Neil (ME Bar No. 009900)
Assistant Attorney General
Office of the Maine Attorney General
6 State House Station
Augusta, ME 04333
Phone: (207) 626-8800
Fax: (207) 624-7730
brendan.oneil@maine.gov
Attorney for Plaintiff State of Maine

Philip Ziperman (Fed. Bar No. 12430)
Deputy Counsel
Office of the Attorney General
200 St. Paul Place
Baltimore, MD 21202
Phone: (410) 576-6417
Fax: (410) 576-6566
pziperman@oag.state.md.us
Attorney for Plaintiff Maryland Office of the Attorney General

Carol Guerrero (MA Bar No. 705419)
Assistant Attorney General
Massachusetts Office of the Attorney General
One Ashburton Place, 18th Floor
Boston, MA 02108
Phone: (617) 963-2783
Fax: (617) 727-5765
<mailto:Carol.Guerrero@mass.gov>
Attorney for Plaintiff Commonwealth of Massachusetts

Kathy P. Fitzgerald (MI Bar No. P31454)
Michael S. Hill (MI Bar No. P73084)
Assistant Attorneys General
Michigan Department of Attorney General
Corporate Oversight Division
P.O. Box 30736
Lansing, MI 48909
Phone: (517) 335-7632
Fax: (517) 335-6755
fitzgeraldk@michigan.gov
Hillm19@michigan.gov
Attorneys for Plaintiff People of the State of Michigan

Bennett Hartz (MN Bar No. 0393136)
Assistant Attorney General
Office of the Minnesota Attorney General
445 Minnesota Street, Suite 1200
Saint Paul, MN 55404
Phone: (651) 757-1235
bennett.hartz@ag.state.mn.us
Attorney for Plaintiff State of Minnesota, by its Attorney General, Keith Ellison

James M. Rankin (MS Bar No. 102332)
Jessica D. Jasper (MS Bar No. 106305)
(*Pro Hac Vice motion forthcoming*)
Special Assistant Attorneys General
Mississippi Attorney General's Office
P.O. Box 220
Jackson, MS 39205
Phone: (601) 359-4258 (Rankin)
(601) 359-3800 (Jasper)
james.rankin@ago.ms.gov
jessica.jasper@ago.ms.gov
Attorneys for Plaintiff Lynn Fitch, Attorney General State of Mississippi

Michael Schwalbert (MO Bar No. 63299)
Assistant Attorney General
Office of the Missouri Attorney General
815 Olive Street, Suite 200
St. Louis, MO 63101
Phone: (314) 340-6816
Fax: (314) 340-7891
michael.schwalbert@ago.mo.gov
*Attorney for Plaintiff State of Missouri,
ex. rel. Andrew Bailey, Attorney General*

Anna Schneider (MT Bar No. 13963)
Special Assistant Attorney General,
Senior Counsel
Andrew Butler (MT Bar No. 53936812)
Assistant Attorney General
Montana Attorney General's Office
Office of Consumer Protection
555 Fuller Avenue
Helena, MT 59601
Phone: (406) 444-4500
Anna.schneider@mt.gov
Andrew.butler@mt.gov
Attorneys for Plaintiff State of Montana

Gary E. Brollier (NE Bar No. 19785)
Assistant Attorney General
Office of the Attorney General Michael
T. Hilgers
2115 State Capitol Building
Consumer Protection Division
Lincoln, NE 68509
Phone: (402) 471-1279
Fax: (402) 471-4725
gary.brollier@nebraska.gov
Attorney for Plaintiff State of Nebraska

Michelle C. Badorine (NV Bar No. 13206)
Senior Deputy Attorney General
Office of the Nevada Attorney General
Bureau of Consumer Protection
100 North Carson Street
Carson City, NV 89701-4717
Phone: (775) 684-1164
Fax: (775) 684-1299
MBadorine@ag.nv.gov
Attorney for Plaintiff State of Nevada

Mary F. Stewart (NH Bar No. 10067)
Assistant Attorney General
New Hampshire Department of Justice
Office of the Attorney General
Consumer Protection and Antitrust
Bureau
33 Capitol St.
Concord, NH 03301-6397
Phone: (603) 271-1139
Fax: (603) 271-2110
Mary.F.Stewart@doj.nh.gov
*Attorney for Plaintiff State of New
Hampshire*

Deepta Janardhan (NJ Bar No. 309022020)
Jeffrey Koziar (NJ Bar No. 015131999)
Deputy Attorneys General
New Jersey Office of the Attorney
General
Division of Law
124 Halsey Street
Newark, NJ 07101
Phone: (973) 648-7819
Fax: (973) 648-4887
Deepta.Janardhan@law.njoag.gov
Jeff.koziar@law.njoag.gov
*Attorneys for Plaintiff State of New
Jersey*

Julie Sakura (NM Bar No. 19253)
Assistant Attorney General
State of New Mexico Department of
Justice
408 Galisteo St.
Santa Fe, New Mexico 87501
Phone: (505) 859-8074
Fax: (505) 490-4883
jsakura@nmdoj.gov
*Attorney for Plaintiff Raúl Torrez, New
Mexico Attorney General*

Glenna Goldis (NY Bar No. 4868600)
Assistant Attorney General
Office of the New York State Attorney
General
28 Liberty Street
New York, NY 10005
Phone: (646) 856-3697
Glenna.goldis@ag.ny.gov
*Attorney for Plaintiff Office of the
Attorney General of the State of New
York*

Elin S. Alm (ND Bar No. 05924)
Christopher Glenn Lindblad (ND Bar
No. 06480)
Assistant Attorneys General
Office of North Dakota Attorney General
Consumer Protection & Antitrust
Division
1720 Burlington Drive, Suite C
Bismarck, ND 58504-7736
Phone: (701) 328-5570
Fax: (701) 328-5568
mailto:ealm@nd.gov
clindblad@nd.gov
*Attorneys for Plaintiff State of North
Dakota*

Robert J. Carlson (OK Bar No. 19312)
Assistant Attorney General
Office of the Oklahoma Attorney
General
313 N.E. 21st St.
Oklahoma City, OK 73105
Phone: (918) 581-2384
Fax: (405) 522-0085
Robert.Carlson@oag.ok.gov
*Attorney for Plaintiff State of Oklahoma
ex rel. Attorney General Gentner
Drummond*

Jordan M. Roberts (OR Bar No. 115010)
Senior Assistant Attorney General
Oregon Department of Justice
Consumer Protection Division
100 SW Market St.
Portland, OR 97201
Phone: (971) 673-1880
Fax: (971) 673-1884
jordan.m.roberts@doj.state.or.us
Attorney for Plaintiff State of Oregon

Mark W Wolfe (PA Bar No. 327807)
Deputy Attorney General
Pennsylvania Office of Attorney General
Strawberry Square, 15th Floor
Harrisburg, PA 17120-0001
Phone: (717) 772-3558
Fax: (717) 705-3795
mwolfe@attorneygeneral.gov
*Attorney for Plaintiff Commonwealth of
Pennsylvania by Attorney General David
W. Sunday, Jr.*

Stephen N. Provazza (RI Bar No. 10435)
Special Assistant Attorney General
Rhode Island Office of the Attorney
General
150 S. Main Street
Providence, RI 02903
Phone: (401) 274-4400, ext. 2476
Fax: (401) 222-1766
sprovazza@riag.ri.gov
*Attorney for Plaintiff State of Rhode
Island, by Attorney General Peter
Neronha*

Kristin Simons (SC Bar No. 74004)
Senior Assistant Attorney General
Danielle Robertson (SC Bar No. 105846)
Assistant Attorney General
South Carolina Attorney General's
Office
P.O. Box 11549
Columbia, SC 29211-1549
Phone: (803) 734-6134 (Simons)
(803) 734-8044 (Robertson)
<mailto:ksimons@scag.gov>
danirobertson@scag.gov
*Attorneys for Plaintiff State of South
Carolina*

Austin C. Ostiguy (TN Bar No. 040301)
Tyler T. Corcoran (TN Bar No. 038887)
Assistant Attorneys General
Office of the Tennessee Attorney
General
P.O. Box 20207
Nashville, TN 37202
Phone: (615) 532-7271 (Ostiguy)
(615) 770-1714 (Corcoran)
Fax: (615) 532-2910
austin.ostiguy@ag.tn.gov
tyler.corcoran@ag.tn.gov
Attorneys for Plaintiff State of Tennessee

David Shatto (Fed. Bar No. 3725697; TX
Bar No. 24104114)
Assistant Attorney General
Attorney General for the State of Texas
Office of the Attorney General
P.O. Box 12548 (MC-010)
Austin, TX 78711
Phone: (512) 463-2185
Fax: (512) 473-9125
David.Shatto@oag.texas.gov
Attorney for Plaintiff State of Texas

Kevin McLean (UT Bar No. 16101)
Assistant Attorney General
Utah Attorney General's Office
160 East 300 South, 5th Floor
P.O. Box 140872
Salt Lake City, UT 84114-0872
Phone: (801) 366-0310
Fax: (801) 366-0315
kmclean@agutah.gov
*Attorney for Plaintiff Utah Division of
Consumer Protection*

James Layman (VT Bar No. 5236)
Office of the Vermont Attorney General
109 State Street
Montpelier, VT 05609-1001
Phone: (802) 828-2315
Fax: (802) 304-1014
James.Layman@vermont.gov
Attorney for Plaintiff State of Vermont

Geoffrey L. Ward (VA Bar No. 89818)
Senior Assistant Attorney General
Office of the Attorney General of
Virginia
202 N. Ninth St.
Richmond, VA 23219
Phone: (804) 371-0871
Fax: (804) 786-0122
gward@oag.state.va.us
*Attorney for Plaintiff Commonwealth of
Virginia, ex rel. Jason S. Miyares,
Attorney General*

Alexandra Kory (WA Bar No. 49889)
Mina Shahin (WA Bar No. 46661)
Assistant Attorneys General
Washington State Attorney General's
Office
800 Fifth Avenue, Suite 2000
Seattle, WA 98104
Phone: (206) 516-2997 (Kory)
(206) 326-5485 (Shahin)
Fax: (206) 464-6451
Alexandra.Kory@atg.wa.gov
Mina.Shahin@atg.wa.gov
*Attorneys for Plaintiff State of
Washington*

Ashley T. Wentz (WV Bar No. 13486)
Assistant Attorney General
West Virginia Attorney General's Office
Consumer Protection/Antitrust Division
P.O. Box 1789
Charleston, WV 25326
Phone: (304) 558-8986
Fax: (304) 558-0184
Ashley.T.Wentz@wvago.gov
*Attorney for Plaintiff State of West
Virginia ex rel. Patrick Morrissey,
Attorney General*

Gregory A. Myszkowski (WI Bar No.
1050022)
Assistant Attorney General
Wisconsin Department of Justice
P.O. Box 7857
Madison, WI 53707-7857
Phone: (608) 266-7656
Fax: (608) 294-2907
myszkowskiga@doj.state.wi.us
Attorney for Plaintiff State of Wisconsin

Cameron W. Geeting (WY Bar No.
7-5338)
Senior Assistant Attorney General
Consumer Protection and Antitrust Unit
Wyoming Office of the Attorney General
2320 Capitol Avenue
Cheyenne, Wyoming 82002
Phone: (307) 777-3795
cameron.geeting1@wyo.gov
Attorney for Plaintiff State of Wyoming